



CITY COUNCIL AGENDA

Municipal Building

Monday, February 14, 2022

7:30 PM

I. ORGANIZATION

1. Roll Call
2. Call to Order
3. Meditation and Pledge of Allegiance to the Flag
4. Consent Agenda - Approval of Staff Recommendations (Items on the Consent Agenda [marked by *] will be approved as recommended by staff, subject to removal from the Consent Agenda by Council.)
5. Approval of Agenda and Additions

II. COMMUNICATIONS

6. Presentations
- 6a. Black History Proclamation

Suggested Action:

Since 1976, every American president has designated February as Black History Month and endorsed a specific theme. The 2022 Black History Month's theme is Black Health and Wellness. This focus will celebrate the contributions and breakthroughs of Black professionals as well as speaking to the cultural richness of those "non-traditional" health and wellness practitioners.

During this month, the Greenbelt Black History and Cultural Committee will celebrate Black History through a host of events. LaToya Fisher, Recreation Program Supervisor and Dr. Lois Rosado will be present to receive the proclamation.

6b. Random Acts of Kindness

Suggested Action:

This year the City of Greenbelt will issue a proclamation to recognize a day of Random Acts of Kindness, to be celebrated by the City on Thursday, February 17, 2022. Robert Goldberg Strasser of Random Unselfish Acts of Kindness (RUAK), will accept the proclamation and give an overview of this year's plans.

[Random Acts of Kindness proc.pdf](#)

7. Petitions and Requests

*8. * Minutes of Council Meetings

Suggested Action:

* Work Session - August 18, 2021

* Work Session - August 25, 2021

* Work Session - September 8, 2021

* Special Meeting - November 1, 2021

* Special Meeting/Closed Session - November 17, 2021

[WS210818](#)

[WS210825](#)

[WS210908](#)

[WS211101](#)

[SM211117](#)

8a. Statement of Record - Closed Session, November 11, 2021

Suggested Action:

Reference: Statement for the Record, November 11, 2021

Closed Session of November 11, 2021: The following motion is needed: In accordance with the General Provisions Article, Section 3-06(c)(2) of the Annotated Code of Public General Laws of Maryland, I move that the minutes of tonight's meeting reflect that Council met in closed session on Thursday, November 11, 2021 at 7:30 pm, virtual by zoom. Council held this closed meeting in accordance with Section 3-305(b)(1) and (7) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland: 1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals. 2) To consult with Counsel to obtain legal advice on a legal matter

The purpose of this meeting: 1) to discuss the performance evaluation of the City

Manager; Assignment of Assistant City Manager; 2) to consult with counsel to obtain legal advice on a legal matter.

Vote to close session:

Ms. Weaver - Yes

Ms. Davis - Yes

Ms. Pope - Yes

Mr. Gordon - Yes

Mr. Byrd - Yes

Mr. Roberts - Yes

Mayor Jordan - Yes

Staff member were in attendance: Bonita Anderson, City Clerk

Shaniya Lashley-Mullen, Assistant to the City Clerk, (11-17-2021 left at 7:00 pm)

Other individuals were in attendance: Jason DeLoach City Solicitors

Council took the following actions:

A motion to recess to time certain (Wednesday, November 17, 2021 at 7:00 pm) was made by Mr. Byrd and Seconded by Mr. Gordon. The vote was 7 in favor. The meeting reconvened at 7:02 on November 17, 2021.

[Closed Session Statement Forms- November 11, 2021.pdf](#)

8b. Statement for the Record - Closed Session, December 15, 2021

Suggested Action:

Reference: Statement for the Record, December 15, 2021

Closed Session of December 15, 2021: The following motion is needed: In accordance with the General Provisions Article, Section 3-06(c)(2) of the Annotated Code of Public General Laws of Maryland, I move that the minutes of tonight's meeting reflect that Council met in closed session on Wednesday, December 15, 2021 at 9:15 pm, virtual by zoom. Council held this closed meeting in accordance with Section 3-305(b)(1) and (7) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland: 1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals. 2) To consult with Counsel to obtain legal advice on a legal matter

The purpose of this meeting: 1) to discuss resignation of City Manager; to discuss promoting Assistant City Manager to Acting City Manager and adjusting

compensation; 2) to consult with counsel to obtain legal advice on the conditions of resignation of City Manager.

Vote to close session:

Ms. Weaver - Yes
Ms. Davis - Yes
Ms. Pope - Yes
Mr. Gordon - Yes
Mr. Byrd - No
Mr. Roberts - Yes
Mayor Jordan - Yes

Staff member were in attendance: Tim George, Assistant City Manager (until 9:45 pm)

Other individuals were in attendance: Todd Pounds (via phone 9:25 pm - 9:45 pm); Jason DeLoach (via phone 9:46 pm - 11:01 pm), City Solicitors

Council took the following actions:

- 1) Motion to authorize payment to Ms. Ard (Ms. Pope - Yes; Mr. Byrd - No; Ms. Davis - Yes; Ms. Weaver - Yes; Mayor Jordan - Yes; Mr. Gordon - Yes)
- 2) Motion to adjust Mr. George's salary, retroactive to taking over as Acting City Manager (Mr. Byrd - Yes; Mr. Gordon - Yes; Ms. Davis - Yes; Mr. Roberts - Yes; Ms. Weaver - Yes; Mayor Jordan - Yes; Ms. Pope - absent)

[Closed Session Forms -- December 15, 2021.pdf](#)

8c. Statement for the Record - Closed Session, January 6, 2022

Suggested Action:

Reference: Statement for the Record, January 6, 2022

Closed Session of January 6, 2022: The following motion is needed: In accordance with the General Provisions Article, Section 3-06(c)(2) of the Annotated Code of Public General Laws of Maryland, I move that the minutes of tonight's meeting reflect that Council met in closed session on Thursday, January 6, 2022 at 8:08 pm, virtual by zoom. Council held this closed meeting in accordance with Section 3-305(b)(1) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland:1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals.

The purpose of this meeting: 1) to discuss personnel matters related to Mr. George's

appointment and service as Acting City Manager

Vote to close session:

Ms. Weaver - Yes

Ms. Davis - Yes

Ms. Pope - Yes

Mr. Gordon - Yes

Mr. Byrd - Absent

Mr. Roberts - No

Mayor Jordan - Yes

Staff member were in attendance: Tim George, Acting City Manager (from 8:50 pm - 9:34 pm)

No other individuals were in attendance.

Council took no actions during this session.

[Closed Session Forms -- January 6, 2022.pdf](#)

9. Administrative Reports

*10. * Committee Reports

III. LEGISLATION

IV. OTHER BUSINESS

11. State Legislation

Suggested Action:

Reference: HB 326/ SB 359

HB 120

HB 404

SB 376

SB 522

SB 528

SB 516

SB 376 Support Letter

HB326/SB359 - State Finance – Prohibited Appropriations – Magnetic Levitation 3 Transportation System

House Bill 326/SB359 – These bills prohibit the State (or any unit or instrumentality of the State) from using any appropriation for a magnetic levitation (Maglev) transportation system located or to be located in the State. The bill does not apply to expenditures for the salaries of personnel assigned to review permits or other forms of approval for a Maglev transportation system.

Council direction is sought.

HB120 - Railroad Companies - Condemnation Authority - Application

House Bill 120 – This bill specifies that the general authority of a railroad company to acquire property by condemnation does not apply to an entity that owns or operates a railroad powered by a magnetic levitation propulsion system.

Council direction is sought.

HB404 - Vehicle Laws - Speed Limits - Establishment

House Bill 404 – This legislation would authorize municipalities statewide to decrease the speed limit on a highway after conducting a traffic investigation.

Council direction is sought.

SB 376

Senate Bill 376 – County and Municipal Street Lighting Investment Act

This bill authorizes a local government, subject to specified requirements, to (1) convert its street lighting service to a customer-owned street lighting tariff established under the bill; (2) submit a request to acquire “street lighting equipment,” as defined, from the electric company at some or all locations within the county or

municipality; and (3) enter into an agreement to purchase electricity. If the county or municipality and the electric company fail to agree to the purchase price or conditions of purchase of the street lighting equipment, the county or municipality may acquire the equipment by condemnation, subject to specified requirements.

The MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight's agenda.

Council direction is sought.

SB 522

Senate Bill 522 – State and Local Parks – Child Safe Zone Program – Establishment 3 (Equitable Access to Safe Parks Act)

This bill establishes the Child Safe Zone Program in the Department of Natural Resources to improve public safety at State and local parks, install signage in prominent areas of each State park identifying the parks as Child Safe Zones, and facilitate coordination with local jurisdictions to designate local parks as Child Safe Zones; and establishing the Child Safe Zone Fund as a special, non-lapsing fund to provide funding for capital and operating expenses associated with enhancing public safety in State and local parks.

The MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight's agenda.

Council direction is sought.

SB 528

Senate Bill 528 – Climate Solutions Now Act of 2022

This bill requires the State to reduce statewide greenhouse gas emissions through the use of various measures, including the alteration of statewide greenhouse gas emissions goals, the establishment of a net-zero statewide greenhouse gas emissions goal, the development of certain energy efficiency and electrification requirements for certain buildings, and requiring electric companies to increase their

annual incremental gross energy savings through certain programs and services.

Senator Pinsky is a sponsor of this bill, and the MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight's agenda.

Council direction is sought.

SB 516

Senate Bill 516 – Equitable and Inclusive Transit-Oriented Development Enhancement Act

This bill alters the More Jobs for Marylanders Program to allow certain businesses located in certain transit-oriented developments to qualify for certain Program benefits; extending the deadline after which the Department of Commerce may not certify certain businesses to participate in the Program; establishing the Transit-Oriented Development Capital Grant and Revolving Loan Fund; authorizing the Department of Transportation to use the Fund to provide financial assistance related to transit-oriented development.

The MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight's agenda.

Council direction is sought.

[HB 326.pdf](#)

[HB 120.pdf](#)

[HB 404.pdf](#)

[SB 516.pdf](#)

[SB 528.pdf](#)

[SB 522.pdf](#)

[SB 376.pdf](#)

[SB 376 Support Letter.pdf](#)

12. Discussion of the Reparations Commission
Suggested Action:

Mayor Jordan has requested that there be a general discussion on the Reparations Commission with the possibility of holding a work session to discuss the issue further.

[REFERENDUM QUESTION CHART.pdf](#)

13. Discussion on changing the Council Standing Rules Order

Suggested Action:

Mayor Jordan would like to discuss the possibility of moving the Petitions and Requests section to earlier in the agenda. Currently, Petitions and Requests is listed in VII. Council Procedure, 2. Agenda, II. Communications. The suggestion is to move Petitions and Requests to the Organization section (I) of the meeting before the Approval of Agenda.

[StandingRules2022.pdf](#)

14. ARPA Immediate Funding: Additional Rental Assistance

Suggested Action:

The ARPA Rental and Utility Assistance Program has granted \$ 798,526.79 to 207 households through February 14, 2022. The need for rental and utility assistance continues in the Greenbelt community. Staff is requesting Council allocate an additional \$200,000 to address this need. Greenbelt CARES is working with the Economic Development and Recreation Departments to develop some workforce development programs to assist residents in connecting to employment resources.

15. Bonus for COVID Booster Vaccination

Suggested Action:

Reference: COVID-19 Booster Incentive Proposal

Mayor Pro Tem Weaver requested this item to be added to the agenda.

[COVID-19 Booster Incentive Proposal.pdf](#)

16. Council Activities

17. Council Reports

*18. * Appointment to Advisory Board

Suggested Action:

Reference: Application and Signed Code of Conduct

On January 19, 2022, Council interviewed Mr. William Fishburne, for appointment to the Board of Election (BoE).

On January 26, 2022, Council interviewed Mr. Vijay Parameshwaran. for appointment to the Arts Advisory Board (AAB).

Approval of this item on the consent agenda will indicate Council's intent to appoint MR. Fishburne to the Board of Election and Mr. Parameshwaran to the Arts Advisory Board.

*19. * Reappointment to Advisory Boards

Suggested Action:

Reference: Reappointment Survey

Steve Skolnik has indicated his willingness to continue to serve on the Board of Appeals (BoA).

Jackson Tuthill has indicated his willingness to continue to serve on the Youth Advisory Committee (YAC).

Elizabeth Gaines has indicated her willingness to continue to serve on the Employee Relations Board (ERB).

David Shapiro has indicated his willingness to continue to serve on the Ethics Commission (EC).

Maria Silvia Miller has indicated her willingness to continue to serve on the Advisory Planning Board (APB).

Isabelle Gournay has indicated her willingness to continue to serve on the Advisory Planning Board (APB).

Bob Rudd has indicated his willingness to continue to serve on the Employee Relations Board (ERB).

Damien Ossi has indicated his willingness to continue to serve on the Forest Preserve Advisory Board (FPAB).

John Paul Schmit has indicated his willingness to continue to serve on the Forest Preserve Advisory Board (FPAB).

Approval of this item on the consent agenda will indicate Council's intent to appoint

Mr. Skolnik, Mr. Tuthill, Ms. Gaines, Mr. Shapiro, Ms. Miller, Ms. Gournay, Mr. Rudd, Mr. Ossi and Mr. Schmit to a new term.

V. MEETINGS

Meetings

Suggested Action:

2022 Meeting Schedule

The following suggested changes to Council's 2022 meeting scheduled are:

- No Work Session on Wednesday, March 16 (Purim)
- No Work Session on Monday, April 18 (Easter Monday);
- Reschedule Monday, May 30 Regular Meeting to Tuesday, May 31 (Memorial Day);
- Reschedule Monday, June 13 Regular Meeting to Monday, June 6 (To adopt budget before June 10 and MML Annual Conference in Ocean City – June 12-15);
- No Work Session on Wednesday, June 15 (MML Annual Conference in Ocean City – June 12-15); and
- No Work Session on November 16 (NLC City Summit in Kansas, MO – November 16-19).

A motion is required to approve this schedule change.

[meetings.pdf](#)

Stakeholders

[Stakeholder Schedule.pdf](#)

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: Proclamation

Agenda Section: COMMUNICATIONS

Subject:

Black History Proclamation

Suggested Action:

Since 1976, every American president has designated February as Black History Month and endorsed a specific theme. The 2022 Black History Month's theme is Black Health and Wellness. This focus will celebrate the contributions and breakthroughs of Black professionals as well as speaking to the cultural richness of those "non-traditional" health and wellness practitioners.

During this month, the Greenbelt Black History and Cultural Committee will celebrate Black History through a host of events. LaToya Fisher, Recreation Program Supervisor and Dr. Lois Rosado will be present to receive the proclamation.

Attachments:

[Black History Month 2022.pdf](#)

PROCLAMATION

WHEREAS, *Black History Month is observed in February of each year and affords special opportunity to become more knowledgeable about black heritage, and to honor the many black leaders who have contributed to the progress of our nation; and*

WHEREAS, *since 1976, every American president has endorsed a specific theme. This year, Black History Month 2022 theme is Black Health and Wellness. This focus will celebrate the contributions and breakthroughs of black professionals as well as speaking to the cultural richness of those “non-traditional” health and wellness practitioners.*

WHEREAS, *During Black History Month, we celebrate the many achievements and contributions made by African-Americans to our economic, cultural, spiritual and political development; and*

WHEREAS, *such knowledge can strengthen the insight of all our citizens regarding the issues of human rights, the great strides that have been made in the crusade to eliminate the barriers of equality for minority groups, and the continuing struggle against racial discrimination and poverty; and*

WHEREAS, *the City of Greenbelt continues to work toward becoming an inclusive community in which all citizens, past, present, and future, are respected and recognized for their contributions and potential contributions to our community; and*

WHEREAS, *remaining hopeful and confident about the path ahead, and a time to acknowledge the courageous fight for the rights, liberties, and freedoms for all Americans, the Greenbelt Black History and Cultural Committee observes and honors Black History Month and encourages educators, students, and families to learn about the heritage and achievements of African-Americans through programs and activities generated by the committee; and*

NOW, THEREFORE, I, Emmett V. Jordan, hereby proclaim the month of February 2022, as

BLACK HISTORY MONTH

in the City of Greenbelt and urge our citizens to join together in the celebration through participation in the host of virtual events provided by the Greenbelt Black History and Cultural Committee.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Greenbelt, Maryland, to be affixed this 14th day of February 2022.

EMMETT V. JORDAN, Mayor

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: Proclamation

Agenda Section: COMMUNICATIONS

Subject:

Random Acts of Kindness

Suggested Action:

This year the City of Greenbelt will issue a proclamation to recognize a day of Random Acts of Kindness, to be celebrated by the City on Thursday, February 17, 2022. Robert Goldberg Strasser of Random Unselfish Acts of Kindness (RUAK), will accept the proclamation and give an overview of this year's plans.

Attachments:

[Random Acts of Kindness proc.pdf](#)

PROCLAMATION

WHEREAS, the City of Greenbelt recognizes the value of simple acts of kindness performed without prompting or reason and how these acts can positively impact the performer, the recipient and onlooker of the good deed; and

WHEREAS, people of any age can participate in “Random Acts of Kindness” any time, any place and for the unselfish purpose of spreading goodwill; and

WHEREAS, by providing “Random Acts of Kindness” and reaching out to one another, regardless of social or economic status, education, gender, origin, religious belief, age, lifestyle or abilities, we extend an opportunity for grace, dignity and acceptance that might not otherwise be offered; and

NOW THEREFORE, BE IT RESOLVED I, Emmett V. Jordan, by the authority vested in me by the citizens and City Council of Greenbelt do hereby proclaim February 17, 2022, as

RANDOM ACTS OF KINDNESS DAY

in the City of Greenbelt and ask our residents of our community to join with me to recognize and perform random acts of kindness.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Greenbelt, Maryland, to be affixed this 14th day of February 2022.

Emmett V. Jordan
Mayor

ATTEST:

Bonita Anderson, City Clerk



City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: Meeting Minutes

Agenda Section: COMMUNICATIONS

Subject:

* Minutes of Council Meetings

Suggested Action:

* Work Session - August 18, 2021

* Work Session - August 25, 2021

* Work Session - September 8, 2021

* Special Meeting - November 1, 2021

* Special Meeting/Closed Session - November 17, 2021

Attachments:

[WS210818](#)

[WS210825](#)

[WS210908](#)

[WS211101](#)

[SM211117](#)

WORK SESSION OF THE GREENBELT CITY COUNCIL held Wednesday, August 18, 2021, to discuss Food Trucks.

Mayor Byrd started the meeting at 8:02 p.m. The meeting was held virtually via Zoom.

PRESENT WERE: Councilmembers Judith F. Davis, Leta M. Mach, Silke I. Pope, Edward V. J. Putens, Rodney M. Roberts, and Mayor Colin A. Byrd. Mayor Pro Tem Emmett V. Jordan was absent.

STAFF PRESENT WERE: Nicole Ard, City Manager; Tim George, Assistant City Manager; Bertha Gaymon, City Treasurer; Terri Hruby, Director of Planning and Community Development; Charise Liggins, Economic Development Coordinator; Greg Varda, Director of Recreation; and Shaniya Lashley-Mullen, Assistant to the City Clerk.

ALSO PRESENT WERE: Linda Ivy; Ric Gordon; and others.

Ms. Hruby advised that she and Ms. Liggins have been researching food trucks and have contacted the Department of Permitting, Inspections, and Enforcement (DPIE) for clarification on the Prince George's County regulations. The City of Greenbelt doesn't have the authority to regulate food trucks and is bound by the rules and regulations of Prince George's County. Ms. Hruby stated that in Prince George's County, all vendors have to be licensed through the County and operate within a Food Truck Hub. She explained the steps of establishing a Food Truck Hub and the various inspections that need to take place.

Ms. Pope stated that she favored food trucks and asked how many food trucks are allowed in one Food Truck Hub. Ms. Hruby answered she wasn't aware of the limit of food trucks, but a Site Plan has to be submitted to Prince George's County to note how many food trucks can be safely accommodated within the space. Ms. Pope suggested having the information regarding food trucks placed on the City's website.

Based on a question asked by Ms. Davis, Ms. Hruby answered that a single food truck couldn't operate within the City. The food truck has to be licensed and part of an approved licensed Food Truck Hub with a minimum of two food trucks. She advised that the City would have to agree to any location for Food Truck Hub and the site would have to safely accommodate a minimum of two food trucks..

Based on a question asked by Ms. Pope, Ms. Hruby explained the procedures that a Homeowner Association (HOA), Condominium Association (COA), and an apartment complex have to complete to have a food truck at their private functions, including applying for a temporary use permit through special events with the County and the food truck has to be licensed through the County.

Mr. Roberts expressed his opinion that the County's regulations on food trucks make it hard for residents to make a living. He advised that the City should decide where the food trucks should be located and how many food trucks are within the City.

Ms. Mach asked whether food trucks charge sales tax and whether the City receives any income from the food trucks. Ms. Liggins answered that she would follow up on Ms. Mach's question.

Ms. Mach added that if the food truck doesn't charge sales tax, the City loses money, and the food trucks are pulling business from other restaurants.

Matthew Inzeo, a Greenbelt resident, stated that food trucks are a way for the City to be more business-friendly and to encourage small businesses. He provided suggestions on where to have food trucks, including at the Farmer's Market.

Kristen Weaver, a Greenbelt resident, explained the process of obtaining the permits for food trucks for the special event at the Greenbelt Station Community, which included the application process and permitting fees.

Charles Jackson, a Greenbelt resident, explained that he has a licensed food truck and was unaware that he wasn't allowed to operate his food truck at the gas station. He stated that he is licensed and permitted to use his food truck in Anne Arundel County, Howard County, and Baltimore County.

LaWann Stribling, a Greenbelt resident, explained that the food truck laws are outdated. She stated that residents need someone to lobby and advocate to change the rules. She suggested hosting food trucks and craft trucks at the rear of Beltway Plaza.

In response to Ms. Stribling's suggestion, Ms. Pope advised that Beltway Plaza is private property and would have to apply to become a Food Truck Hub. She stated that the City could advocate, but the County could change the food truck laws.

In response to Mr. Inzeo's suggestion, Ms. Davis noted that the Farmer's Market has one food truck already, and there's no additional space at the Farmer's Market. She suggested having a food truck event on the weekend, monthly, quarterly, at either Schrom Hills Park, Buddy Attick Park, or the rear of Candy Cane City. Ms. Davis expressed her concerns regarding overwork of staff due to staff shortage in the Planning and Recreation Departments. Ms. Hruby explained that currently, the Planning Department doesn't have staff that work weekends. She advised that the County would conduct the inspections. Mr. Varda explained that he would have to research further regarding Ms. Davis's suggestion and stated the police would need to be involved.

Based on a question asked by Mr. Roberts, Ms. Ivy noted there would be more than food trucks at the Labor Day Festival this year, and the complete schedule is on the Labor Day Festival website.

Ric Gordon, a Greenbelt resident, suggested that the City Council advocate on behalf of the residents to the County Council regarding the food truck regulations.

Mayor Byrd agreed to advocate for the City to the County Council or the County Administration regarding the food truck regulations.

Linda Ivy, a Greenbelt resident, advised that Mr. Jackson's food truck will be at the Labor Day Festival. She noted that Prince George's County is slow on changing its food truck laws and restrictions. Ms. Ivy explained that she was in the process of organizing a food truck festival in the Spring.

There was discussion regarding police at the food truck festivals. Ms. Weaver explained that the police's primary role at the Greenbelt Station Community event was to help with traffic control, not used as enforcement.

Ms. Davis said that the food truck regulations could be an agenda item at the Fall Legislation meeting with the County Council.

Based on a question asked by Mayor Byrd, Mr. Jackson answered that he thought the process was moving slow and he didn't think the process should take this long. Mr. Jackson feeds the homeless; it's not just making money. Ms. Annette Jackson explained that she and Mr. Jackson had been trained on food safety. She stated that she and Mr. Jackson love serving the people in the community. Ms. Stribling felt the process was moving slow and that more residents needed to lobby and advocate for change. Ms. Stribling noted that at previous locations she vended at, they were run by volunteers, and doesn't see why that would have to fall on City staff to run the food truck hubs.

About Ms. Stribling's comment, Ms. Davis explained that the City has difficulty finding volunteers filling some committees and boards. She advised that if a group of volunteers would run and manage the Food Truck Hub regularly, that would be great. However, the volunteers would have to commit to a long-term responsibility.

Bill Orleans, a Greenbelt resident, stated that there is no way of knowing where the food truck's kitchen is located.

Ms. Weaver stated that there are two plans - one to advocate to change the County restrictions, and the second is to work within the County restrictions to obtain permits and become a Food Truck Hub.

Informational Items

Ms. Davis announced that she was reappointed to the Maryland Municipal League Legislative Committee.

Ms. Davis reminded Mayor Byrd that Council passed a policy that all speakers of the public state their name and where in the City they reside. She asked that he obtain that information from all speakers of the public. Mayor Byrd stated that he would be mindful of the policy in the future.

Ms. Mach announced that she was reappointed to the Maryland Municipal League Engagement and Outreach Committee.

In response to Ms. Davis's request, Mr. Roberts stated that the policy for all speakers of the public to state their name and where in the City they reside is during regular meetings when they are testifying.

In response to a question asked by Ms. Pope, Ms. Ard answered that she received an email from Franklin Park Apartments management stating the water had been restored and was in the process of fixing the water main break.

Ms. Ard noted that the City received an award letter from the Community Development Block Grant (CDBG) regarding the traditional roadwork and will follow up on Friday with a correct dollar amount. She stated that Council would also receive a copy of a letter from Maglev about planting trees to address the impact of the Maglev.

In response to an email sent by Mayor Byrd, Ms. Ard stated that staff would have a draft copy of the 400 Years of African American History Commission proclamation to him soon.

Mr. Gordon stated that the water at Franklin Park Apartments hadn't been fully restored. As a result, there are residents still without water. Ms. Ard noted that she would send a response to Franklin Park Apartment management.

The meeting ended at 9:27 p.m.

Respectfully submitted,

*Shaniya Lashley-Mullen
Assistant to the City Clerk*

WORK SESSION OF THE GREENBELT CITY COUNCIL held Wednesday, August 25, 2021, to meet with the Greenbelt Station Community (stakeholder).

Mayor Byrd started the meeting at 8:01 p.m. The meeting was held virtually via Zoom.

PRESENT WERE: Councilmembers Judith F. Davis, Emmett V. Jordan, Leta M. Mach, Silke I. Pope, Edward V. J. Putens, Rodney M. Roberts, and Mayor Colin A. Byrd.

STAFF PRESENT WERE: Nicole Ard, City Manager; Chief Rick Bowers, Greenbelt Police Department; Terri Hruby, Director of Planning and Community Development; Greg Varda, Director of Recreation; and Shaniya Lashley-Mullen, Assistant to the City Clerk.

ALSO PRESENT WERE: Rachel Roberts-Jones, Greenbelt Station Master Association – President; Devon Donovan Greenbelt Station Master Association – Treasurer; Brian Drewry, Greenbelt Station Master Association – Vice President; Leslie Perez, Community Manager – CAMP; Kristen Weaver, Chair of Greenbelt Station Activity Committee; and others.

Ms. Hruby provided an update on the Washington Metropolitan Area Transit Authority (WMATA) Trail. She noted the City has received the Maryland Department of the Environment (MDE) permit and has received several approvals from the County. Ms. Hruby stated that staff has been working closely with WMATA on the electrical issues, including lighting, call boxes, and security cameras, that needed to be addressed. She said the estimated time for construction of the trail is the Summer of 2022. Ms. Hruby explained that the City applied for and received Transportation Alternatives Program (TAP) funding for \$1.5 million.

Based on a question asked by Ms. Davis, Ms. Hruby answered that the shuttle service is extended to the end of the year, and that is an issue that the HOA and City staff needs to address with the NVR Homes. In addition, she stated that ridership with the shuttle is continuously low.

Ms. Davis inquired about the total amount of funds available to finish the project. Ms. Hruby answered once there is a final budget that some of the money could be freed and used in the community. Ms. Davis requested a list of all the funding associated with the project. Ms. Hruby advised that she will list the grants and bond funding and send it the Council.

Mr. Jordan asked for an update on the property that wasn't conveyed to the City. Ms. Hruby answered that there are currently two parcels that need to be conveyed to the City. She advised that she walked both parcels with Public Works staff and is in active discussion to remove invasive species, which is an obligation of the developer. Ms. Hruby stated there is also stabilization and turf management that needs to be approved.

There was discussion regarding flooding issues due to the heavy rain. Mr. Putens requested staff investigate and remove all the trash that accumulated in the wetland and the trail going towards the Metro.

Rachel Roberts-Jones inquired if the additional funds could be used to develop the Greenbelt Community, including a dog park, a community center and a community garden. She also asked for a status update of public art. Ms. Hruby replied that any leftover funds from constructing the trail would be invested back into the community. She stated that there is currently \$150,000 in this current budget to install an outdoor fitness center in Central Park and to engage the

community on their desires for recreation amenities. Mr. Varda advised that public art will be incorporated in many of the projects shortly, and a meeting will be scheduled to engage the community for their feedback.

In response to questions asked by Mr. Putens and Ms. Davis, Kristen Weaver advised that the Activity Committee is in the discussion of scheduling a neighborhood cleanup in September, and there is a tire in the Indian Creek near the boardwalk. In addition, Ms. Weaver explained that the ridership is down due to the Greenbelt Metro Station being closed and the pandemic. She inquired if adding a question regarding a circulator shuttle to connect all sections of Greenbelt could be added to the survey.

Ms. Weaver advised that the water fountain in the park is turned off and asked about the proposal to adjust the streets to make it one way to increase parking in the neighborhood. Ms. Hruby stated that she would notify Public Works regarding the water fountain. She noted that the City's Traffic Engineer reviewed staff proposals and provided their recommendations which support having North Center Drive towards Stream Bank Lane one way, creating additional parking.

Brian Drewry complained about parking issues and illegal driving on Rock Quarry Avenue. Chief Bowers stated that Verde privately owns Rock Quarry Avenue at Greenbelt Station Apartment Complex, limiting Parking Enforcement to enforce on privately owned streets. He noted that Parking Enforcement had met with Verde at Greenbelt Station Apartment management. As a result, the management will correct the signage and work with the Fire Marshall's Office to have that area designated as a fire lane, and then Parking Enforcement could enforce the parking issues. Chief Bowers advised that the officer patrols the site regularly and will monitor for illegal driving.

Ms. Davis stated that Council has suggested shade components be installed at the Central Park.

There was a discussion regarding events at Greenbelt Station Community. Mr. Varda explained that the Recreation Department would support the Activity Committee and Ms. Weaver has plans for the Fall to host outdoor concerts and movies. He stated that, due to the pandemic, the mobile Pop-up Recreation event was placed on hold.

Based on a question asked by Ms. Davis, Chief Bowers provided an update on crime. He noted a wave of theft from autos that airbags and that six or seven airbags were stolen, targeting Hondas.

Leslie Perez advised that the Greenbelt Station HOA would like a better communications relationship with Verde at Greenbelt Station Apartment management. In addition, she stated there had been an increase in the Police and Parking Enforcement Officers patrolling the area.

There was a discussion regarding rental permits at Greenbelt Station HOA. Ms. Perez advised 5% of the homes are rental properties and believes there are more. Ms. Hruby noted that in the last March 2021 report, there were 51 licensed rentals at Greenbelt Station.

Based on a question asked by Ms. Roberts-Jones, Ms. Hruby answered that additional egress depends on development of the North Core. She stated that she should engage the Fire Chief to address residents' concerns about being blocked in by fire personnel.

Pamela Bessmer, a Greenbelt resident, stated that the rental permits are underestimated because more single-family homes are rental units than reported.

Adrien Lim, a Greenbelt resident, agreed with Ms. Bessmer that there are more single-family homes -rental units than reported.

Danielle McKinney, a Greenbelt resident, echoed Ms. Bessmer and Ms. Lim that more than 5% of rental units are on the property. She asked about the parking restrictions on “storage cubes” on Greenbelt Station Parkway because the “storage cubes” impact the limited parking spaces. Ms. McKinney also asked what was being considered as recreation for Central Park, and also, asked if the plan included a garden and a water source.

In response to the discussion regarding rentals, Ms. Hruby answered that the City doesn’t have any regulations prohibiting three unrelated individuals living in the same household, but if there are concerns regarding rental properties, to contact the Department of Planning and Community Development.

In response to Ms. McKinney’s questions, Ms. Hruby answered that the “storage cubes” need to be permitted with the City on public streets, and there is a time restriction of seven days. She stated that the community gardens would be considered for future planning of open space on City property.

Ms. Weaver provided additional information regarding the activities, and lack of shade is a problem. She stated that the Greenbelt Station Activity Committee is in the process of planning a neighborhood cleanup day, concert/movie, Halloween, and a Winter party with a tree lighting.

Based on a question asked by Mr. Drewry, Ms. Hruby answered that the City and County both have strict regulations regarding short-term rentals, and if you suspect short-term rentals, report them to the City or County. In addition, Chief Bowers advised that they will conduct extra patrol in the area regarding parking complaints.

Ms. Davis requested to add Verde at Greenbelt Station Apartment on the City’s work session list.

Based on a question asked by Ms. Davis, Ms. Hruby answered that Woodlawn installed an additional stop sign at Rock Quarry Avenue. She stated that she would review the traffic complaint files and see if there are any outstanding requests for speed humps.

Informational Items

Ms. Davis stated that she and Mr. Jordan request that Ms. Ard check with the Volunteer Fire Department to see if the fire truck is available for Council to use during the Labor Day Parade.

Ms. Ard requested Council to check their email regarding a message from Ms. Hruby.

There was a discussion regarding scheduling the Greenbelt Neighborhood Conservation Overlay Zone Work Session. Council agreed to schedule the work session for Monday, September 20th, 2021.

The meeting ended at 9:41 p.m.

Respectfully submitted,

*Shaniya Lashley-Mullen
Assistant to the City Clerk*

DRAFT

WORK SESSION OF THE GREENBELT CITY COUNCIL held Wednesday, September 8, 2021, to discuss the Celebration of Centenarians and the Community Gardens.

Mayor Byrd started the meeting at 8:00 p.m. The meeting was held virtually via Zoom.

PRESENT WERE: Councilmembers Judith F. Davis, Emmett V. Jordan, Leta M. Mach, Silke I. Pope, Edward V. J. Putens, Rodney M. Roberts, and Mayor Colin A. Byrd.

STAFF PRESENT WERE: Nicole Ard, City Manager; Tim George, Assistant City Manager; Jim Sterling, Director of Public Works; Brian Townsend, Assistant Director of Public Works – Parks; Christal Batey, Community Resource Advocate; Rebekah Sutfin, Therapeutic Recreation Supervisor; and Shaniya Lashley-Mullen, Assistant to the City Clerk.

ALSO PRESENT WERE: Ellen Bastio, Community Gardens; Dr. Bryan Bruns, John Paul Schmit, Damien Ossi, Forest Preserve Advisory Board members; Kristen Weaver; Peter May; Ric Gordon; and others.

Celebration of Centenarians

Ms. Batey explained that the Maryland – National Capital Park and Planning Commission (M-NCPPC) hosts an annual Centenarian Celebration in Greenbelt during May, Older American Month. Ms. Sutfin added that the celebration includes individuals that are 90 plus; several Greenbelters have participated in the past.

Ms. Davis explained that the Community Relations Advisory Board (CRAB) presented an excellent report detailing policy. She noted that Greenbelt should have its own celebration for the centenarians and reviewed a list of gift suggestions from CRAB and the Senior Citizens Advisory Committee (SCAC), which includes a card from Council, flowers, a certificate, photo, an article in the Greenbelt News Review and on the City's website, and planting a tree in their honor.

Ms. Pope, Ms. Mach, and Mayor Byrd agreed with Ms. Davis advising Greenbelt needed their own celebration for the centenarians and that the CRAB report was well written.

On behalf of SCAC, Ms. Sutfin, SCAC staff liaison, asked how the celebration will be funded and will it now include 90 plus individuals. Marti Galvin, chair of SCAC, suggested having a plaque installed in the Senior Lounge to honor the centenarians and to have a general celebration for all centenarians on the 100th days of each year.

About the questions and ideas SCAC asked and suggested, Ms. Davis answered that she favored the general 100th day celebration but felt the centenarians needed to celebrate their own birthday. She noted that the funding for the celebrations could be deducted from the CARES budget.

Mr. Jordan suggested that the SCAC assist Council by obtaining the names of the centenarians quarterly and maintaining the registry.

There was a discussion regarding the potential gifts. Jean Snyder, a Greenbelt resident who just turned 100, stated that she wanted flowers and a card. Mr. Jordan and Ms. Mach are both in

favor of a gift card. Ms. Mach added a gift card to support a local business. Mr. Roberts suggested having a list of items that the recipient could choose from.

Ric Gordon, a Greenbelt resident, suggested having an official recognition from the State Officials and the County Council so that the centenarian could be honored on all levels of the government. Ms. Davis stated that the President used to send a citation to centenarians. Ms. Batey added that the President used to send a citation to seniors that are 90 plus.

About Ms. Mach's suggestion regarding supporting local businesses, Ms. Galvin stated that a local bakery, Heaven Bakery, would donate a \$5 gift certificate towards cookies. Mr. Gordon suggested getting Quantum and Beltway Plaza involved to contribute to the celebration.

Based on a question asked by Ms. Pope, Ms. Batey explained that seniors 90 plus could sign up to attend the M-NCPPC celebration and would automatically be invited to the celebration every year after. Ms. Pope requested that the next celebration be added to the City's website and advertised in the Greenbelt News Review.

LaWann Stribling, a Greenbelt resident, stated that she is a local baker in Greenbelt and would like to participate by offering a gift certificate.

Ms. Davis stated she favored Mr. Roberts's suggestion and requested that Celebration of Centenarians Policy be added to the September 27th agenda.

Community Gardens

Based on a question asked by Ms. Davis, Mr. Townsend provided the status of the community gardens, which included going over the budget for tree removal and pruning. The Gardenway gardens should be completed in the next couple of weeks. He stated there are currently trees in the buffer area because of the tree size. In addition, Mr. Townsend advised that black walnut trees are detrimental to tree growth because the black walnut tree releases a chemical that suppresses growth on plants.

Ellen Bastio, the coordinator of the Gardenway section of the Community Gardens Club, advised that more than 100 Greenbelt members of the Community Gardens Club and 300 people in the Greenbelt community benefit from the Community Gardens. She explained that the Community Gardens Club is requesting clarification from the Council regarding a proposal and recommendation the Forest Preserve Advisory Board (FPAB) had submitted to Council for approval.

Mr. Roberts advised that an expert from NASA and a garden plot holder pointed out that the FPAB report submitted was flawed regarding the shade levels. He stated that many of the Community Gardens Club members weren't in favor of the recommendations proposed by FPAB and suggested that the residents of Greenbelt need to vote on the issue of cutting down acres of trees in the Forest Preserve.

Ms. Mach noted that the joint report between the FPAB and the Community Gardens Club was well done, and she supports the recommendations and ideas.

Dr. Bryan Bruns, a member of FPAB, provided a brief overview of the report and encouraged anyone who had questions to review the information. He stated that the trees grow every year and shade the community gardens.

Mr. Putens explained that the Forest Preserve is back in one piece because the residents of Greenbelt agreed to finance the repurchasing of some of the parcels that GHI sold. However, he stated that the community gardens area has shrunk, and residents wait to get a garden plot.

Ms. Davis stated that the plan would have to be done in pieces, and that will determine if Council would go forward with any parts of the project. She suggested taking care of the two trees at the Hamilton Gardens and reclaiming the former forest garden space left of the Hamilton Cemetary and Gardenway Gardens. Ms. Davis expressed her opinion that the Council couldn't vote on the whole plan because the City doesn't have the funding, the volunteers, and the ability to complete the project except for over a long period.

Mr. Jordan expressed that the Community Gardens are essential to Greenbelt, past, present, and future.

Based on a question asked by Mr. Jordan, Mr. Sterling provided Council feedback on how to implement the plan for removing the trees, which included that the removal of trees would be a three-season process. Staff maintains the eight-foot buffer around the Community Gardens during the Spring and Fall by clearing any new growth. He stated that planning the soft edges at Henry's Hollow would require additional discussion due to budgetary reasons. Mr. Sterling noted that the majority of the 125 trees proposed to be removed are five inches in diameter or less.

Mr. Jordan stated he supports an incremental approach of the project, to be performed over three or four years for budgetary and practical reasons on how effective the process is for the best practice.

Ms. Mach suggested submitting the report back to FPAB and the Community Gardens Club and requesting their input on which section needs to be done first to test out the plan.

John Paul Schmit, a member of FPAB, stated that the FPAB is aware that the project would be conducted over several years. He advised that the gardens are currently shrinking to fit the eight-foot buffer, and trimming and planting smaller trees wouldn't have to change the current footprint of the Forest Preserve or the gardens.

Dr. Bruns provided an option for possible phasing of a garden border plan implementation, which included targeted removal of specific priority trees to remediate shading problems and establishment of soft edges.

In response to a question asked by Mr. Jordan, Damien Ossi, co-chair of FPAB, answered that every five years, the Garden Club would reassess the shading issues at the Community Gardens and inform FPAB. Depending on how the plan was passed, FPAB would be allowed to pass the recommendations straight to the Public Works staff or Council for reapproval.

Ms. Pope stated that this issue had been discussed for several years, and she supported the report.

Kristen Weaver, a Greenbelt resident, stated she was impressed with the report when presented months ago and encouraged the Council to vote on the information. She advised that it wasn't necessary to keep returning the report. If the project needed to be done, it should be done in phases. FPAB and Public Works staff should be trusted to complete the project in stages. It doesn't need to be brought back to Council for further discussion.

Dr. Peter May, a Greenbelt resident, advised that he reviewed the report and submitted some comments. He noted that 100 trees coming down, spread out over a couple of years, isn't that bad, but the forest edge is beneficial for wildlife and humans. Dr. May suggested that over three or four years growing out, the tree loss could be easily mitigated by taking out a certain number of trees per garden to plant back in the Forest Preserve.

Edward James, a Greenbelt resident, explained that his garden plot is one of the worst shaded plots and tree limbs drop on it. He further explained that his garden plot is surrounded by invasives because the City advised he could not work in that buffer. Mr. James suggested that Council allow City staff and experts to work on the project.

Ms. Bastio stated that there is much support among the Council for the proposal as written if the project is done in a phased financial, responsible way. She requested that Council approve the proposal, so the experts could start working on the project.

Mr. Roberts noted that this is an important issue and that the City could potentially lose a large portion of the Forest Preserve to the Maglev. He stated that a significant number of trees were removed to create the eight-foot buffer. Public Works staff should be allowed to complete the work started by trimming within the eight-foot buffer at the Gardenway Gardens. Mr. Roberts suggested adding a referendum for the upcoming election regarding trees that should be cut down in the Forest Preserve and let the residents of Greenbelt decide.

There was discussion regarding the invasive plants in the eight-foot buffer. Based on a question asked by Ms. Davis, Mr. Sterling answered that only Public Works staff was allowed and directed by Council to work within the buffer when it was established. Mr. James stated that Council directed the gardeners not to remove invasives from the buffer.

Ms. Davis suggested that Council agree to accept the plan and to understand that the project can be changed and stopped if it's not working. She restated her previous suggestion of phasing in two locations at Hamilton Place and a site at Gardenway. Ms. Davis also suggested revisiting the plan the following fiscal year with the FPAB to discuss which part of the plan should be completed next.

Mr. Putens stated that he didn't want Council to suggest the implementation of the plan. Instead, the Council should accept the project and have the experts who proposed the plan develop suggestions on implementing the plan.

Mr. Gordon suggested that the Council should move forward and accept the plan.

Bonnie Schrack, a Greenbelt resident, explained that all the areas on the plan required to be cleared were originally garden plots. However, there wasn't any forest on the plots when the

garden plots were established in the 1940s. She stated that trees were allowed to encroach on existing garden plots, which had been abandoned because the plots were unusable.

In response to a proposal that Mr. Roberts suggested, Mr. Ossi answered that he reviewed the Prince George's County Atlas, and there is a location on Mandan Road right-of-way as it ends by Greenbriar Park which would be an excellent addition to the community gardens. Another area is across from Schrom Hills Park.

Bill Orleans, a Greenbelt resident, suggested expanding Greenbelt Gardens by converting Braden Field into a more extensive community garden. He also told the Council to pursue the lands at Beltway Plaza and Greenway Shopping Center to restore much of the land into open public space for community gardens.

Stephanie Warner, a Greenbelt resident, stated that there were two potential sites in Greenbelt West that residents are working towards establishing a community garden. She reminded Council that the Greenbelt Garden Community offered to propagate trees, wildflowers, grasses, and shrubs on a small budget.

Mr. Jordan reminded Council that at the work session with the Greenbelt Station Community, they received a request to research a possible community garden and that Greenbriar has a community garden at the rear of the Phase III parking lot.

Mr. Gordon advised that there are two gardens in Franklin Park.

Informational Items:

There was a discussion regarding sending a letter to the Prince George's County School Board concerning the school bus driver shortage. The majority of the Council agreed to send the letter.

Mr. Jordan noted traffic issues on Breezewood Drive, dropping off students at the middle school. Mr. Putens reported traffic issues at Hanover Parkway and Greenbelt Road due to the traffic lights "short timing" and vehicles weaving around students as they cross the intersection.

Ms. Davis stated that at Information Day, she was given a copy of Owen Kelly's report on Ridership Revisited: The Official Ridership Forecasted for the proposed Baltimore Washington Maglev Is a Factor of Ten Too High, and after she reviewed the information, she would give the report to the Planning and Community Development Department.

Mr. Jordan stated that the closed caption system wasn't working and wanted to know if there was a better way to accommodate this need. Mayor Byrd suggested repurposing the closed caption system funds by hiring an interpreter.

Ms. Ard advised that she sent a message to the Police Chief regarding the two traffic issues that were just raised. She stated that he indicated a fight at Breezewood Drive during school time but will follow up. Ms. Ard advised that she will have staff investigate the issues with the closed caption and that there is work being done on the system.

Ms. Davis advised that the timing of the traffic light is off on Hanover Parkway and Greenbelt Road, which could be contributing to the traffic back up.

The meeting ended at 10:26 p.m.

Respectfully submitted,

*Shaniya Lashley-Mullen
Assistant to the City Clerk*

DRAFT

SPECIAL MEETING OF THE GREENBELT CITY COUNCIL held Monday, November 1, 2021, to discuss Councilmember Resignation.

Mayor Byrd started the meeting at 8:00 p.m. The meeting was held virtually via Zoom.

Roll call was answered by Councilmembers Judith F. Davis, Emmett V. Jordan, Leta M. Mach, Silke I. Pope, Edward V. J. Putens, and Mayor Colin A. Byrd.

Staff members present were: Nicole Ard, City Manager; Tim George, Assistant City Manager; and Shaniya Lashley-Mullen, Assistant to the City Clerk.

Also present were: Rodney Roberts, and others.

Mayor Byrd explained that Councilmembers Pope, Putens, Mach, and Mayor Pro Tem Jordan requested this special meeting be held following information that Council received over the weekend. Councilmember Pope asked for further explanation from Mr. Roberts regarding his resignation email.

Mr. Roberts had submitted his resignation on his current term on Council because of personal reasons. He explained that he wanted to retire from the City of Greenbelt to obtain his 401K, 457, and retirement to get legal representation to try and stop the Bureau of Engraving and Printing (BEP) from building on the Beltsville Agricultural Research Center (BARC). Mr. Roberts stated that he believed that the City of Greenbelt and the Council wouldn't challenge the facility's building, then he would pursue the matter himself in court using his retirement funds. Mr. Roberts clarified that he was still on the ballot in the upcoming City election, and if elected, he would accept the nomination and serve the City.

Ms. Davis thanked Mr. Roberts for his explanation. She stated that during an executive session that ended due to technical difficulties and cannot go into specifics, Council wanted additional information regarding the matter.

Mr. Putens thanked Mr. Roberts for clarification on his resignation and inquired whether he was aware of any restrictions on rehiring once he resigned from the City. Mr. Putens suggested that Mr. Roberts contact the Human Resource Department for further information. Mr. Roberts noted that he had a meeting with his financial advisor.

Ms. Mach appreciates Mr. Roberts's explanation on why he resigned.

Ms. Pope advised that the Council has spoken out on the BEP building at BARC and provided Mr. Roberts with financial advice.

Based on a question asked by Mr. Steve Skolnik, a Greenbelt resident, Mayor Byrd answered that Mr. Roberts is not a member of the City Council at this time.

Mayor Byrd appreciates Mr. Roberts's clarification on his resignation. He stated that the meeting was a discussion, and information was provided to Council and the public.

ADJOURNMENT: Ms. Mach moved to adjourn the meeting. Mr. Putens seconded. The motion passed 6-0.

Mayor Byrd adjourned the special meeting of Monday, November 1, 2021, at 8:22 p.m.

Respectfully submitted,

*Shaniya Lashley-Mullen
Assistant to the City Clerk*

DRAFT

SPECIAL MEETING/CLOSED SESSION OF THE GREENBELT CITY COUNCIL held Wednesday, November 17, 2021, to discuss the City Manager Evaluation.

Mayor Jordan started the meeting at 7:00 p.m. The meeting was held virtually via Zoom.

PRESENT WERE: Councilmembers Colin A. Byrd, Judith F. Davis, Brandon “Ric” Gordon, Rodney Roberts, Kristen Weaver and Mayor Emmett V. Jordan. Councilmember Silke I. Pope was absent.

STAFF PRESENT WERE: Jason Deloach, City Solicitor; and Shaniya Lashley-Mullen, Assistant to the City Clerk.

ALSO PRESENT WERE: Bill Orleans

No informational items was discussed.

Mayor Jordan moved that Council enter into Closed Session in accordance with the General Provisions Article 3-305(b)(1) of the General Provisions Article of the Annotated Code of Public General Laws of Maryland to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; and other personnel matter that affects one or more specific individuals.

ROLL CALL:	Mr. Byrd	-	Yes
	Ms. Davis	-	Yes
	Mr. Gordon	-	Yes
	Ms. Pope	-	Absent
	Mr. Roberts	-	Yes
	Ms. Weaver	-	Yes
	Mayor Jordan	-	Yes

Mayor Jordan announced that Council would not return to open session at the conclusion of the closed session.

The meeting ended at 7:04 p.m.

Respectfully submitted,

*Shaniya Lashley-Mullen
Assistant to the City Clerk*

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: Meeting Minutes

Agenda Section: COMMUNICATIONS

Subject:

Statement of Record - Closed Session, November 11, 2021

Suggested Action:

Reference: Statement for the Record, November 11, 2021

Closed Session of November 11, 2021: The following motion is needed: In accordance with the General Provisions Article, Section 3-06(c)(2) of the Annotated Code of Public General Laws of Maryland, I move that the minutes of tonight's meeting reflect that Council met in closed session on Thursday, November 11, 2021 at 7:30 pm, virtual by zoom. Council held this closed meeting in accordance with Section 3-305(b)(1) and (7) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland: 1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals. 2) To consult with Counsel to obtain legal advice on a legal matter

The purpose of this meeting: 1) to discuss the performance evaluation of the City Manager; Assignment of Assistant City Manager; 2) to consult with counsel to obtain legal advice on a legal matter.

Vote to close session:

Ms. Weaver - Yes

Ms. Davis - Yes

Ms. Pope - Yes

Mr. Gordon - Yes

Mr. Byrd - Yes

Mr. Roberts - Yes

Mayor Jordan - Yes

Staff member were in attendance: Bonita Anderson, City Clerk

Shaniya Lashley-Mullen, Assistant to the City Clerk, (11-17-2021 left at 7:00 pm)

Other individuals were in attendance: Jason DeLoach City Solicitors

Council took the following actions:

A motion to recess to time certain (Wednesday, November 17, 2021 at 7:00 pm) was made by Mr. Byrd and Seconded by Mr. Gordon. The vote was 7 in favor. The meeting reconvened at 7:02 on November 17, 2021.

Attachments:

[Closed Session Statement Forms- November 11, 2021.pdf](#)

Date 11/11/2021

Begin in open session: 7:30pm

Note time Open Special Meeting Began 7:30pm

Members of Public in Attendance:

Bonita Anderson, City Clerk

Note any informational items discussed:

TO MOVE INTO CLOSED SESSION

I move that Council go into Closed Session in accordance with Section 3-305(b)(1) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland; 1) discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals.

The purpose of this meeting will be: 1) performance evaluation of the City Manager;
Assignment of Assistant City Manager

Note that Council **WILL NOT RETURN TO OPEN SESSION** following this closed session.

Need second, roll call vote. (On Executive Session Form)

**WRITTEN STATEMENT FOR CLOSING A MEETING
OF THE GREENBELT CITY COUNCIL**

Date: 11/11/2021

Time: 7:30pm

Location: Virtual via Zoom

Motion to close meeting made by: Weaver Seconded by: Pope

Members voting to close meeting:

	Yes	No	Abstain	Absent
Ms. Weaver	X			
Ms. Davis	X			
Ms. Pope	X			
Mr. Gordon	X			
Mr. Byrd	X			
Mr. Roberts	X			
Mayor Jordan	X			

**STATUTORY AUTHORITY TO CLOSE SESSION (check all that apply):
This meeting will be closed under General Provisions Article, §3-305(b) only:**

- (1) ☒ To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or any other personnel matter that affects one or more specific individuals;
- (2) ☐ To protect the privacy or reputation of individuals concerning a matter not related to public business;
- (3) ☐ To consider the acquisition of real property for a public purpose and matters directly related thereto;
- (4) ☐ To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
- (5) ☐ To consider the investment of public funds;
- (6) ☐ To consider the marketing of public securities;
- (7) ☒ To consult with counsel to obtain legal advice on a legal matter;
- (8) ☐ To consult with staff, consultants, or other individuals about pending or potential litigation;
- (9) ☐ To conduct collective bargaining negotiations or consider matters that relate to the negotiations;

- (10) [] To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including:
- (i) the deployment of fire and police services and staff; and
 - (ii) the development and implementation of emergency plans;
- (11) [] To prepare, administer, or grade a scholastic, licensing, or qualifying examination;
- (12) [] To conduct or discuss an investigative proceeding on actual or possible criminal conduct;
- (13) [] To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;
- (14) [] Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

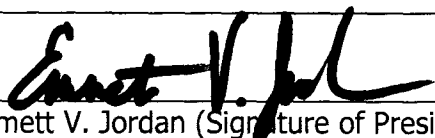
FOR EACH CITATION CHECKED ABOVE, THE REASONS FOR CLOSING AND TOPICS TO BE DISCUSSED:

§3-305(b) (1) Performance evaluation of the City Manager; Assignment of Assistant City Manager

§3-305(b) (7) To consult with counsel to obtain legal advice on a legal matter

§3-305(b) () _____

This statement is made by


Emmett V. Jordan (Signature of Presiding Officer)

**WORKSHEET FOR USE IN CLOSED SESSION (CHECKLIST OF DISCLOSURES TO BE
MADE IN MINUTES OF NEXT REGULAR MEETING-NOT A PART OF THE CLOSING STATEMENT)**

OFFICIALS ATTENDING CLOSED SESSION: ☒ BYRD; ☒ DAVIS; ☒ GORDON; ☒ JORDAN; ☒ POPE; ☒ ROBERTS; ☒ WEAVER

STAFF/OTHERS PRESENT:

Jason DeLoach – Alexander & Cleaver and Shaniya Lashley-Mullen (left at 7:04 pm on 11/17/2021)

TOPICS DISCUSSED:

Performance evaluation of the City Manager; Assignment of Assistant City Manager

ACTION(S) TAKEN (IF ANY) AND RECORDED VOTES: A motion to recess to time certain (Wednesday 11/17/21 at 7pm) was made by Mr. Byrd and seconded by Mr. Gordon. The vote was 7 in favor. The meeting reconvened at 7:02pm on 11/17/21

TIME CLOSED SESSION ADJOURNED: 11/17/21 @ 7:59pm

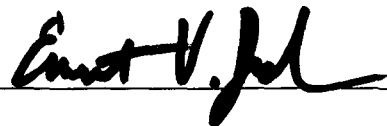
PLACE OF CLOSED SESSION: Virtual on Zoom

PURPOSE OF CLOSED SESSION: To discuss the performance evaluation of the City Manager; Assignment of Assistant City Manager

STATUTORY AUTHORITY FOR THE CLOSED SESSION: §3-305(b) (1); (7); ()

MEMBERS WHO VOTED TO CLOSE: ☒ BYRD; ☒ DAVIS; ☒ GORDON; ☒ JORDAN; ☒ POPE; ☒ ROBERTS; ☒ WEAVER

SIGNATURE OF PRESIDING OFFICER:



Form Revised: 11/11/21

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: Meeting Minutes

Agenda Section: COMMUNICATIONS

Subject:

Statement for the Record - Closed Session, December 15, 2021

Suggested Action:

Reference: Statement for the Record, December 15, 2021

Closed Session of December 15, 2021: The following motion is needed: In accordance with the General Provisions Article, Section 3-06(c)(2) of the Annotated Code of Public General Laws of Maryland, I move that the minutes of tonight's meeting reflect that Council met in closed session on Wednesday, December 15, 2021 at 9:15 pm, virtual by zoom. Council held this closed meeting in accordance with Section 3-305(b)(1) and (7) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland: 1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals. 2) To consult with Counsel to obtain legal advice on a legal matter

The purpose of this meeting: 1) to discuss resignation of City Manager; to discuss promoting Assistant City Manager to Acting City Manager and adjusting compensation; 2) to consult with counsel to obtain legal advice on the conditions of resignation of City Manager.

Vote to close session:

Ms. Weaver - Yes

Ms. Davis - Yes

Ms. Pope - Yes

Mr. Gordon - Yes

Mr. Byrd - No

Mr. Roberts - Yes

Mayor Jordan - Yes

Staff member were in attendance: Tim George, Assistant City Manager (until 9:45 pm)

Other individuals were in attendance: Todd Pounds (via phone 9:25 pm - 9:45 pm); Jason DeLoach (via phone 9:46 pm - 11:01 pm), City Solicitors

Council took the following actions:

- 1) Motion to authorize payment to Ms. Ard (Ms. Pope - Yes; Mr. Byrd - No; Ms. Davis - Yes; Ms. Weaver - Yes; Mayor Jordan - Yes; Mr. Gordon - Yes)
- 2) Motion to adjust Mr. George's salary, retroactive to taking over as Acting City Manager (Mr. Byrd - Yes; Mr. Gordon - Yes; Ms. Davis - Yes; Mr. Roberts - Yes; Ms. Weaver - Yes; Mayor Jordan - Yes; Ms. Pope - absent)

Attachments:

[Closed Session Forms -- December 15, 2021.pdf](#)

Date 12/15/2021

Begin in open session

Note time Open Special Meeting Began: 9:10pm

Members of Public in Attendance _____

Note any informational items discussed: None

TO MOVE INTO CLOSED SESSION

I move that Council go into Closed Session in accordance with Section 3-305(b)(1) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland; 1) discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals.

The purpose of this meeting will be: Meeting to discuss personnel matters related to City Manager and Assistant City Manager

Note that Council **WILL NOT RETURN TO OPEN SESSION** following this closed session.

Need second, roll call vote. (On Executive Session Form)

**WRITTEN STATEMENT FOR CLOSING A MEETING
OF THE GREENBELT CITY COUNCIL**

Date: 12/15/2021 Time: 9:15pm Location: Zoom

Motion to close meeting made by: Weaver Seconded by: Davis

Members voting to close meeting:

	Yes	No	Abstain	Absent
Ms. Weaver	X			
Ms. Davis	X			
Ms. Pope	X			
Mr. Gordon	X			
Mr. Byrd		X		
Mr. Roberts	X			
Mayor Jordan	X			

**STATUTORY AUTHORITY TO CLOSE SESSION (check all that apply):
This meeting will be closed under General Provisions Article, §3-305(b) only:**

- (1) ☒ To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or any other personnel matter that affects one or more specific individuals;
- (2) ☐ To protect the privacy or reputation of individuals concerning a matter not related to public business;
- (3) ☐ To consider the acquisition of real property for a public purpose and matters directly related thereto;
- (4) ☐ To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
- (5) ☐ To consider the investment of public funds;
- (6) ☐ To consider the marketing of public securities;
- (7) ☒ To consult with counsel to obtain legal advice on a legal matter;
- (8) ☐ To consult with staff, consultants, or other individuals about pending or potential litigation;
- (9) ☐ To conduct collective bargaining negotiations or consider matters that relate to the negotiations;

- (10) [] To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including:
- (i) the deployment of fire and police services and staff; and
 - (ii) the development and implementation of emergency plans;
- (11) [] To prepare, administer, or grade a scholastic, licensing, or qualifying examination;
- (12) [] To conduct or discuss an investigative proceeding on actual or possible criminal conduct;
- (13) [] To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;
- (14) [] Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

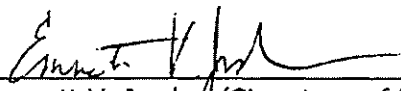
FOR EACH CITATION CHECKED ABOVE, THE REASONS FOR CLOSING AND TOPICS TO BE DISCUSSED:

§3-305(b) (1) To discuss resignation of City Manager; To discuss promoting Assistant City Manager to Acting City Manager and adjusting compensation

§3-305(b) (7) To consult with counsel to obtain legal advice on the conditions of resignation of City Manager

§3-305(b) () _____

This statement is made by


Emmett V. Jordan (Signature of Presiding Officer)

**WORKSHEET FOR USE IN CLOSED SESSION (CHECKLIST OF DISCLOSURES TO BE
MADE IN MINUTES OF NEXT REGULAR MEETING-NOT A PART OF THE CLOSING STATEMENT)**

OFFICIALS ATTENDING CLOSED SESSION: ☒ BYRD; ☒ DAVIS; ☒ GORDON;
☒ JORDAN; ☒ POPE (left 11:17); ☒ ROBERTS; ☒ WEAVER

STAFF/OTHERS PRESENT:

Tim George (until 9:45); Todd Pounds (via phone 9:25-9:45); Jason DeLoach (via
phone 9:46-11:01)

TOPICS DISCUSSED:

Discuss conditions of resignation of City Manager, promoting Asst City Manager to
Acting City Manager and adjusting compensation

ACTION(S) TAKEN (IF ANY) AND RECORDED VOTES: Motion to authorize payment to Ms. Ard -
Pope - yes; Byrd no; Roberts - no; Davis - yes; Weaver - yes; Jordan - yes; Gordon -
yes; Motion to adjust Mr. George's salary, retroactive to taking over as Acting City
Manager - Byrd - yes; Gordon - yes; Davis - yes; Roberts -yes; Weaver - yes; Jordan
- yes; Pope - absent

TIME CLOSED SESSION ADJOURNED: 11:31PM

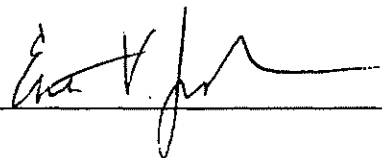
PLACE OF CLOSED SESSION: virtual - zoom

PURPOSE OF CLOSED SESSION: Discuss conditions of resignation of City Manager, promoting
Asst City Manager to Acting City Manager and adjusting compensation

STATUTORY AUTHORITY FOR THE CLOSED SESSION: §3-305(b) (1); (7); () _____

MEMBERS WHO VOTED TO CLOSE: ☐ BYRD; ☒ DAVIS; ☒ GORDON; ☒ JORDAN;
☒ POPE; ☒ ROBERTS; ☒ WEAVER

SIGNATURE OF PRESIDING OFFICER: _____



Form Revised: 12/15/21

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: Meeting Minutes

Agenda Section: COMMUNICATIONS

Subject:

Statement for the Record - Closed Session, January 6, 2022

Suggested Action:

Reference: Statement for the Record, January 6, 2022

Closed Session of January 6, 2022: The following motion is needed: In accordance with the General Provisions Article, Section 3-06(c)(2) of the Annotated Code of Public General Laws of Maryland, I move that the minutes of tonight's meeting reflect that Council met in closed session on Thursday, January 6, 2022 at 8:08 pm, virtual by zoom. Council held this closed meeting in accordance with Section 3-305(b)(1) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland: 1) to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals.

The purpose of this meeting: 1) to discuss personnel matters related to Mr. George's appointment and service as Acting City Manager

Vote to close session:

Ms. Weaver - Yes

Ms. Davis - Yes

Ms. Pope - Yes

Mr. Gordon - Yes

Mr. Byrd - Absent

Mr. Roberts - No

Mayor Jordan - Yes

Staff member were in attendance: Tim George, Acting City Manager (from 8:50 pm - 9:34 pm)

No other individuals were in attendance.

Council took no actions during this session.

Attachments:

[Closed Session Forms -- January 6, 2022.pdf](#)

Date 1/6/2022

Begin in open session

Note time Open Special Meeting Began 8pm

Members of Public in Attendance _____

Note any informational items discussed:

- Potential COVID testing sites
- Sponsorship of MML reception

TO MOVE INTO CLOSED SESSION

I move that Council go into Closed Session in accordance with Section 3-305(b)(1) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland; 1) discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals.

The purpose of this meeting will be: Meeting to discuss personnel matters related to the Acting City Manager

Note that Council **WILL NOT RETURN TO OPEN SESSION** following this closed session.

Need second, roll call vote. (On Executive Session Form)

**WORKSHEET FOR USE IN CLOSED SESSION (CHECKLIST OF DISCLOSURES TO BE
MADE IN MINUTES OF NEXT REGULAR MEETING-NOT A PART OF THE CLOSING STATEMENT)**

OFFICIALS ATTENDING CLOSED SESSION: [] BYRD; [x] DAVIS; [x] GORDON;
[x] JORDAN; [x] POPE; [x] ROBERTS; [x] WEAVER

STAFF/OTHERS PRESENT:

Tim George from 8:50 to 9:34

TOPICS DISCUSSED:

Personnel matters related to Mr. George's appointment and service as acting city
manager

ACTION(S) TAKEN (IF ANY) AND RECORDED VOTES: no actions taken

TIME CLOSED SESSION ADJOURNED: 9:38

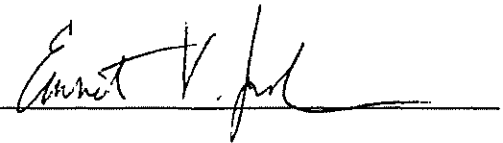
PLACE OF CLOSED SESSION: Zoom

PURPOSE OF CLOSED SESSION: To discuss personnel matters related to Mr. George's
appointment and service as acting city manager

STATUTORY AUTHORITY FOR THE CLOSED SESSION: §3-305(b) (1); (); ()

MEMBERS WHO VOTED TO CLOSE: [] BYRD; [x] DAVIS; [x] GORDON; [x] JORDAN;
[x] POPE; [] ROBERTS; [x] WEAVER

SIGNATURE OF PRESIDING OFFICER:



Form Revised: 11/11/21

**WRITTEN STATEMENT FOR CLOSING A MEETING
OF THE GREENBELT CITY COUNCIL**

Date: 1/6/2022 Time: 8:08 pm Location: Virtual via Zoom

Motion to close meeting made by: Weaver Seconded by: Davis

Members voting to close meeting:

	Yes	No	Abstain	Absent
Ms. Weaver	X			
Ms. Davis	X			
Ms. Pope	X			
Mr. Gordon	x			
Mr. Byrd				X
Mr. Roberts		X		
Mayor Jordan	x			

**STATUTORY AUTHORITY TO CLOSE SESSION (check all that apply):
This meeting will be closed under General Provisions Article, §3-305(b) only:**

- (1) ☒ To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or any other personnel matter that affects one or more specific individuals;
- (2) ☐ To protect the privacy or reputation of individuals concerning a matter not related to public business;
- (3) ☐ To consider the acquisition of real property for a public purpose and matters directly related thereto;
- (4) ☐ To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
- (5) ☐ To consider the investment of public funds;
- (6) ☐ To consider the marketing of public securities;
- (7) ☐ To consult with counsel to obtain legal advice on a legal matter;
- (8) ☐ To consult with staff, consultants, or other individuals about pending or potential litigation;
- (9) ☐ To conduct collective bargaining negotiations or consider matters that relate to the negotiations;

- (10) [] To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including:
- (i) the deployment of fire and police services and staff; and
 - (ii) the development and implementation of emergency plans;
- (11) [] To prepare, administer, or grade a scholastic, licensing, or qualifying examination;
- (12) [] To conduct or discuss an investigative proceeding on actual or possible criminal conduct;
- (13) [] To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;
- (14) [] Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

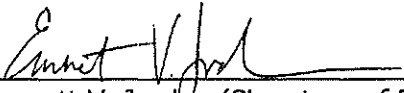
FOR EACH CITATION CHECKED ABOVE, THE REASONS FOR CLOSING AND TOPICS TO BE DISCUSSED:

§3-305(b) (1) Meeting to discuss personnel matters related to the Acting City Manager

§3-305(b) () _____

§3-305(b) () _____

This statement is made by


Emmett V. Jordan (Signature of Presiding Officer)

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: OTHER BUSINESS

Agenda Section: OTHER BUSINESS

Subject:

State Legislation

Suggested Action:

Reference: HB 326/ SB 359

HB 120

HB 404

SB 376

SB 522

SB 528

SB 516

SB 376 Support Letter

HB326/SB359 - State Finance – Prohibited Appropriations – Magnetic Levitation 3 Transportation System

House Bill 326/SB359 – These bills prohibit the State (or any unit or instrumentality of the State) from using any appropriation for a magnetic levitation (Maglev) transportation system located or to be located in the State. The bill does not apply to expenditures for the salaries of personnel assigned to review permits or other forms of approval for a Maglev transportation system.

Council direction is sought.

HB120 - Railroad Companies - Condemnation Authority - Application

House Bill 120 – This bill specifies that the general authority of a railroad company to acquire property by condemnation does not apply to an entity that owns or operates a railroad powered by a magnetic levitation propulsion system.

Council direction is sought.

HB404 - Vehicle Laws - Speed Limits - Establishment

House Bill 404 – This legislation would authorize municipalities statewide to decrease the speed limit on a highway after conducting a traffic investigation.

Council direction is sought.

SB 376

Senate Bill 376 – County and Municipal Street Lighting Investment Act

This bill authorizes a local government, subject to specified requirements, to (1) convert its street lighting service to a customer-owned street lighting tariff established under the bill; (2) submit a request to acquire “street lighting equipment,” as defined, from the electric company at some or all locations within the county or municipality; and (3) enter into an agreement to purchase electricity. If the county or municipality and the electric company fail to agree to the purchase price or conditions of purchase of the street lighting equipment, the county or municipality may acquire the equipment by condemnation, subject to specified requirements.

The MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight’s agenda.

Council direction is sought.

SB 522

Senate Bill 522 – State and Local Parks – Child Safe Zone Program – Establishment 3 (Equitable Access to Safe Parks Act)

This bill establishes the Child Safe Zone Program in the Department of Natural Resources to improve public safety at State and local parks, install signage in prominent areas of each State park identifying the parks as Child Safe Zones, and facilitate coordination with local jurisdictions to designate local parks as Child Safe Zones; and establishing the Child Safe Zone Fund as a special, non-lapsing fund to provide funding for capital and operating expenses associated with enhancing public safety in State and local parks.

The MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight's agenda.

Council direction is sought.

SB 528

Senate Bill 528 – Climate Solutions Now Act of 2022

This bill requires the State to reduce statewide greenhouse gas emissions through the use of various measures, including the alteration of statewide greenhouse gas emissions goals, the establishment of a net-zero statewide greenhouse gas emissions goal, the development of certain energy efficiency and electrification requirements for certain buildings, and requiring electric companies to increase their annual incremental gross energy savings through certain programs and services.

Senator Pinsky is a sponsor of this bill, and the MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight's agenda.

Council direction is sought.

SB 516

Senate Bill 516 – Equitable and Inclusive Transit-Oriented Development Enhancement Act

This bill alters the More Jobs for Marylanders Program to allow certain businesses located in certain transit-oriented developments to qualify for certain Program benefits; extending the deadline after which the Department of Commerce may not certify certain businesses to participate in the Program; establishing the Transit-Oriented Development Capital Grant and

Revolving Loan Fund; authorizing the Department of Transportation to use the Fund to provide financial assistance related to transit-oriented development.

The MML Legislative Committee voted to support this legislation. Council member Davis requested that this bill be added to tonight's agenda.

Council direction is sought.

Attachments:

[HB 326.pdf](#)

[HB 120.pdf](#)

[HB 404.pdf](#)

[SB 516.pdf](#)

[SB 528.pdf](#)

[SB 522.pdf](#)

[SB 376.pdf](#)

[SB 376 Support Letter.pdf](#)

Department of Legislative Services
Maryland General Assembly
2022 Session

FISCAL AND POLICY NOTE

First Reader

House Bill 326 (Delegate Williams, *et al.*)

Environment and Transportation and
Appropriations

State Finance - Prohibited Appropriations - Magnetic Levitation Transportation System

This bill prohibits the State (or any unit or instrumentality of the State) from using any appropriation for a magnetic levitation (Maglev) transportation system located or to be located in the State. The bill does not apply to expenditures for the salaries of personnel assigned to review permits or other forms of approval for a Maglev transportation system. **The bill takes effect June 1, 2022.**

Fiscal Summary

State Effect: No immediate effect. There are no current plans to appropriate funding for a Maglev system; however, the bill could have an effect on any future Maglev project.

Local Effect: No immediate effect.

Small Business Effect: None.

Analysis

Current Law: None directly relevant. For information on the status of Maglev transportation projects in the State, please see the **Appendix – Magnetic Levitation Transit Systems in Maryland**.

Additional Information

Prior Introductions: SB 188 of 2021 received a hearing in the Senate Budget and Taxation Committee, but no further action was taken. Its cross file, HB 63, received an unfavorable report from the House Environment and Transportation Committee. SB 253 of 2020, a bill with a similar provision, received a hearing in the Senate Budget and Taxation Committee, but no further action was taken. Its cross file, HB 715, received a hearing in the House Appropriations Committee but was subsequently withdrawn. SB 200 of 2019, a bill with a similar provision, received a hearing in the Senate Budget and Taxation Committee, but no further action was taken. Its cross file, HB 1296, was referred to the House Rules and Executive Nominations Committee, but no further action was taken.

Designated Cross File: SB 359 (Senators Pinsky and Beidle) - Budget and Taxation and Education, Health, and Environmental Affairs.

Information Source(s): Maryland Department of Transportation; Department of Budget and Management; Baltimore City; Baltimore and Prince George's counties; Department of Legislative Services

Fiscal Note History: First Reader - February 2, 2022
js/lgc

Analysis by: Richard L. Duncan

Direct Inquiries to:
(410) 946-5510
(301) 970-5510

Appendix – Magnetic Levitation Transit Systems In Maryland

Magnetic Levitation Trains – Generally

Unlike traditional steel wheel trains that travel along rails, magnetic levitation (Maglev) trains use superconducting magnets to levitate train cars. Magnets attached to the train interact with magnets along rails within a concrete guideway to propel the train. The U.S. Department of Energy (DOE) reports that a Maglev train can travel at speeds of up to 375 miles per hour with very little turbulence compared to steel wheel trains. DOE also notes that Maglev trains are safer than traditional trains; for example, traditional train derailments that result from cornering too quickly are nearly impossible. Several countries have implemented Maglev train systems, including Germany, Japan, and South Korea, and many others have explored the prospects of doing so.

History of Maglev in Maryland

The federal Transportation Equity Act for the 21st Century (TEA-21), which was signed into law in 1998, authorized federal funding to implement a Maglev system in the United States. Funding through TEA-21 lapsed in 2003, and although the Act did not result in the implementation of a Maglev system, several states explored the costs and benefits of doing so. Maryland was particularly interested because a Maglev system could significantly reduce the travel time between Baltimore City and the District of Columbia.

The Maryland Department of Transportation (MDOT) began to devote funding to the development and evaluation of a Maglev system in fiscal 2001. At that time, the Federal Railroad Administration (FRA) and MDOT commenced the Environmental Impact Study (EIS) for the project, which is required by the National Environmental Policy Act.

The final EIS was never published, however, because State legislation enacted in 2003 and 2004 prohibited the funding of a Maglev project following the final report of the Task Force to Evaluate the Development and Construction of a Magnetic Levitation Transportation System. In its final report, which was issued in 2003, the task force noted that, among other challenges, a significant amount of funding would be required to implement a Maglev system in Maryland. As a result, during the 2003 session, the General Assembly prohibited spending any State funds to study, develop, or construct a Maglev system and required the enactment of legislation prior to any agreement to construct or operate such a system. During the 2004 session, these provisions were modified to prohibit any State or federal funding for any phase of a Maglev project after

July 1, 2005. The Budget Reconciliation and Financing Act of 2011, however, repealed these prohibitions.

Current Status of Maglev in Maryland

The Baltimore-Washington Superconducting Magnetic Levitation (SCMAGLEV) Project, which has been proposed by a private company, is a proposed Maglev train system between Baltimore City and the District of Columbia, with an intermediate stop at the Baltimore Washington International Thurgood Marshall Airport. In 2016, MDOT was awarded \$27.8 million by FRA to conduct the required EIS, and in January 2021, the draft EIS for the project was released. However, the environmental review and permitting process for the project has been put on hold by FRA, and there is no current timeline for the completion of that process. Additional information about the project can be found on the Baltimore-Washington SCMAGLEV Project Website.

Department of Legislative Services
Maryland General Assembly
2022 Session

FISCAL AND POLICY NOTE
First Reader

House Bill 120 (Delegate Healey)
Environment and Transportation

Railroad Companies - Condemnation Authority - Application

This bill specifies that the general authority of a railroad company to acquire property by condemnation does not apply to an entity that owns or operates a railroad powered by a magnetic levitation propulsion system.

Fiscal Summary

State Effect: The bill is not anticipated to affect State operations or finances.

Local Effect: The bill is not anticipated to affect local government operations or finances.

Small Business Effect: None.

Analysis

Current Law: “Railroad” means a common carrier by rail powered in any manner and includes material, equipment, and property used on or in connection with a railroad.

Condemnation Generally

The power to take, or condemn, private property for public use is one of the inherent powers of state government and, through the State, its political subdivisions. Courts have long held that this power, known as “eminent domain,” is derived from the sovereignty of the state. Both the federal and State constitutions limit the condemnation authority. Both constitutions establish two requirements for taking property through the power of eminent domain: (1) the property taken must be for a “public use” and (2) the party whose property

is taken must receive “just compensation.” In either event, the party whose property is being taken is generally entitled to a judicial proceeding prior to the taking of the property. However, the Maryland Constitution does authorize “quick-take” condemnations in limited circumstances prior to a court proceeding.

Other entities have been given express statutory authority by the State to exercise condemnation powers under specified circumstances, including the major subdivisions of the State, municipalities, and specified utilities such as gas, oil pipeline, railroad, telephone and telegraph, and water companies.

Condemnation and Railroad Companies

A railroad company may agree with the owner of property to purchase, use, occupy, or divert the owner’s land or improvements that the company wants for the construction or repair of the railroad company’s roads or works. The company may acquire the property by condemnation under Title 12 of the Real Property Article if (1) the company cannot agree with the owner of the property or (2) an owner is a minor, is adjudged to be mentally incompetent, or is under any other legal disability to contract, or is absent from the county in which the property is located. The power of a railroad company to condemn land and other property includes the power to condemn private crossings.

A railroad company and a public entity that owns or has control of any road or ground necessary to locate any part of the railroad may agree on the manner, terms, and conditions allowing the railroad company to use or occupy the ground. If the parties are unable to agree and the railroad company needs to use or occupy the ground, the railroad company may acquire the property by condemnation under Title 12 of the Real Property Article. A railroad company that lays track on any public street, road, alley, or other public way or ground is responsible for any damage done to private property on or near the public way or ground.

Generally, the condemnation authority applies to all railroads operated by electricity, cable, or other improved motive power. However, a railroad company may not pass through Baltimore City without the consent of the mayor and city council.

For information on railroads powered by magnetic levitation propulsion systems, see the **Appendix – Magnetic Levitation Transit Systems in Maryland.**

Additional Information

Prior Introductions: HB 559 of 2019, a similar bill, received a hearing in the House Environment and Transportation Committee, but no further action was taken.

Cross File: None.

Information Source(s): Maryland Department of Transportation; Public Service Commission; Judiciary (Administrative Office of the Courts); Department of General Services; Maryland Department of Labor; Maryland Department of Planning; Baltimore, Montgomery, and Prince George's counties; Maryland-National Capital Park and Planning Commission; Department of Legislative Services

Fiscal Note History: First Reader - January 23, 2022
fnu2/hlb

Analysis by: Richard L. Duncan

Direct Inquiries to:
(410) 946-5510
(301) 970-5510

Appendix – Magnetic Levitation Transit Systems In Maryland

Magnetic Levitation Trains – Generally

Unlike traditional steel wheel trains that travel along rails, magnetic levitation (Maglev) trains use superconducting magnets to levitate train cars. Magnets attached to the train interact with magnets along rails within a concrete guideway to propel the train. The U.S. Department of Energy (DOE) reports that a Maglev train can travel at speeds of up to 375 miles per hour with very little turbulence compared to steel wheel trains. DOE also notes that Maglev trains are safer than traditional trains; for example, traditional train derailments that result from cornering too quickly are nearly impossible. Several countries have implemented Maglev train systems, including Germany, Japan, and South Korea, and many others have explored the prospects of doing so.

History of Maglev in Maryland

The federal Transportation Equity Act for the 21st Century (TEA-21), which was signed into law in 1998, authorized federal funding to implement a Maglev system in the United States. Funding through TEA-21 lapsed in 2003, and although the Act did not result in the implementation of a Maglev system, several states explored the costs and benefits of doing so. Maryland was particularly interested because a Maglev system could significantly reduce the travel time between Baltimore City and the District of Columbia.

The Maryland Department of Transportation (MDOT) began to devote funding to the development and evaluation of a Maglev system in fiscal 2001. At that time, the Federal Railroad Administration (FRA) and MDOT commenced the Environmental Impact Study (EIS) for the project, which is required by the National Environmental Policy Act.

The final EIS was never published, however, because State legislation enacted in 2003 and 2004 prohibited the funding of a Maglev project following the final report of the Task Force to Evaluate the Development and Construction of a Magnetic Levitation Transportation System. In its final report, which was issued in 2003, the task force noted that, among other challenges, a significant amount of funding would be required to implement a Maglev system in Maryland. As a result, during the 2003 session, the General Assembly prohibited spending any State funds to study, develop, or construct a Maglev system and required the enactment of legislation prior to any agreement to construct or operate such a system. During the 2004 session, these provisions were modified to prohibit any State or federal funding for any phase of a Maglev project after

July 1, 2005. The Budget Reconciliation and Financing Act of 2011, however, repealed these prohibitions.

Current Status of Maglev in Maryland

The Baltimore-Washington Superconducting Magnetic Levitation (SCMAGLEV) Project, which has been proposed by a private company, is a proposed Maglev train system between Baltimore City and the District of Columbia, with an intermediate stop at the Baltimore Washington International Thurgood Marshall Airport. In 2016, MDOT was awarded \$27.8 million by FRA to conduct the required EIS, and in January 2021, the draft EIS for the project was released. However, the environmental review and permitting process for the project has been put on hold by FRA, and there is no current timeline for the completion of that process. Additional information about the project can be found on the Baltimore-Washington SCMAGLEV Project Website.

HOUSE BILL 404

R5

2lr0452

By: **Delegates Lehman, Guyton, Henson, R. Lewis, Moon, Palakovich Carr, Proctor, Ruth, and Stewart**

Introduced and read first time: January 19, 2022

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Speed Limits – Establishment**

3 FOR the purpose of expanding to apply statewide the authorization for local authorities in
4 Montgomery County to decrease the maximum speed limit to not less than a certain
5 speed after performing a certain investigation, subject to certain restrictions on the
6 use of speed monitoring systems; and generally relating to the establishment of
7 speed limits on highways.

8 BY repealing and reenacting, with amendments,
9 Article – Transportation
10 Section 21–803
11 Annotated Code of Maryland
12 (2020 Replacement Volume and 2021 Supplement)

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

15 **Article – Transportation**

16 21–803.

17 (a) (1) Except as provided in paragraphs (3) and (4) of this subsection, if, on
18 the basis of an engineering and traffic investigation, a local authority determines that any
19 maximum speed limit specified in this subtitle is greater or less than reasonable or safe
20 under existing conditions on any part of a highway in its jurisdiction, it may establish a
21 reasonable and safe maximum speed limit for that part of the highway, which may:

22 (i) Decrease the limit at an intersection;

23 (ii) Increase the limit in an urban district to not more than 50 miles

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 per hour;

2 (iii) Decrease the limit in an urban district; or

3 (iv) Decrease the limit outside an urban district to not less than 25
4 miles per hour.

5 (2) An engineering and traffic investigation is not required to conform a
6 posted maximum speed limit in effect on December 31, 1974, to a different limit specified
7 in § 21-801.1(b) of this subtitle.

8 (3) Calvert County may decrease the maximum speed limit to not less than
9 15 miles per hour on Lore Road and, except for Solomons Island Road, each highway south
10 of Lore Road without performing an engineering and traffic investigation, regardless of
11 whether the highway is inside an urban district.

12 (4) (i) [This paragraph applies only to:

13 1. Montgomery County; and

14 2. Municipalities located in Montgomery County.

15 (ii)] A local authority may decrease the maximum speed limit to not
16 less than 15 miles per hour on a highway only after performing an engineering and traffic
17 investigation.

18 [(iii)] (II) A local authority may not implement a new speed
19 monitoring system to enforce speed limits on any portion of a highway for which the speed
20 limit has been decreased under this paragraph.

21 (b) In school zones designated and posted by the local authorities of any county:

22 (1) The county may decrease the maximum speed limit to 15 miles per hour
23 during school hours, provided the county pays the cost of placing and maintaining the
24 necessary signs; and

25 (2) Any municipality within each county may decrease the maximum speed
26 limit in a school zone within the municipality to 15 miles per hour during school hours,
27 provided the municipality pays the cost of placing and maintaining the necessary signs.

28 (c) An altered maximum speed limit established under this section is effective
29 when posted on appropriate signs giving notice of the limit.

30 (d) Except in Baltimore City, any alteration by a local authority of a maximum
31 speed limit on a part or extension of a State highway is not effective until it is approved by
32 the State Highway Administration.

1 (e) (1) If a local authority determines that any maximum speed limit specified
2 in this subtitle is greater than reasonable or safe in an alley in its jurisdiction, the local
3 authority may establish a reasonable and safe maximum speed limit for the alley.

4 (2) The local authority shall post a speed limit established under this
5 subsection on appropriate signs giving notice of the speed limit.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2022.

SENATE BILL 516

C8, R2

2lr1339
CF 2lr2017

By: **Senator Augustine**

Introduced and read first time: January 28, 2022

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Equitable and Inclusive Transit-Oriented Development Enhancement Act**

3 FOR the purpose of altering the More Jobs for Marylanders Program to allow certain
4 business entities located in certain transit-oriented developments to qualify for
5 certain Program benefits; extending the deadline after which the Department of
6 Commerce may not certify certain business entities to participate in the Program;
7 establishing the Transit-Oriented Development Capital Grant and Revolving Loan
8 Fund as a special, nonlapsing fund; requiring interest earnings of the Fund to be
9 credited to the Fund; authorizing the Department of Transportation to use the Fund
10 to provide financial assistance to local jurisdictions to be used for certain purposes
11 within a transit-oriented development; and generally relating to transit-oriented
12 development in the State.

13 BY repealing and reenacting, with amendments,
14 Article – Economic Development
15 Section 6–801 and 6–805
16 Annotated Code of Maryland
17 (2018 Replacement Volume and 2021 Supplement)

18 BY repealing and reenacting, without amendments,
19 Article – Economic Development
20 Section 6–804
21 Annotated Code of Maryland
22 (2018 Replacement Volume and 2021 Supplement)

23 BY repealing and reenacting, without amendments,
24 Article – Transportation
25 Section 7–101(a), (l), (m), and (o)
26 Annotated Code of Maryland
27 (2020 Replacement Volume and 2021 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



BY repealing and reenacting, with amendments,
Article – Transportation
Section 7–102(a)
Annotated Code of Maryland
(2020 Replacement Volume and 2021 Supplement)

BY adding to
Article – Transportation
Section 7–103; and 7–1201 through 7–1205 to be under the new subtitle “Subtitle 12.
Transit–Oriented Development Capital Grant and Revolving Loan Fund”
Annotated Code of Maryland
(2020 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i) and 10–306(a)
Annotated Code of Maryland
(2021 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)144. and 145. and 10–306(c)
Annotated Code of Maryland
(2021 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)146.
Annotated Code of Maryland
(2021 Replacement Volume)

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

Article – Economic Development

6–801.

(a) In this subtitle the following words have the meanings indicated.

(b) “Benefit year” means a taxable year in which a qualified business entity
claims a program benefit established under § 6–805 of this subtitle.

(c) (1) “Business entity” means a person conducting or operating a trade or
business that is:

1 (i) primarily engaged in activities that, in accordance with the
2 North American Industrial Classification System (NAICS), United States Manual, United
3 States Office of Management and Budget, 2012 Edition, would be included in Sector 31, 32,
4 or 33; [or]

5 (ii) located in an opportunity zone; **OR**

6 **(III) LOCATED IN A TRANSIT-ORIENTED DEVELOPMENT.**

7 (2) "Business entity" does not include:

8 (i) a refiner, as defined in § 10-101 of the Business Regulation
9 Article;

10 (ii) a person conducting or operating a trade or business that is:

11 1. providing adult entertainment, as determined by the
12 Department;

13 2. primarily engaged in retail activities, unless the person is
14 operating a grocery store located in an opportunity zone **OR A TRANSIT-ORIENTED**
15 **DEVELOPMENT**; or

16 3. primarily engaged in the sale or distribution of alcoholic
17 beverages; or

18 (iii) the following entities:

19 1. a private or commercial golf course or country club;

20 2. a tanning salon; or

21 3. a bail bondsman.

22 (d) "Eligible project" means a facility operated by a business entity in a Tier I area
23 or Tier II area.

24 (e) "Existing business entity" means a business entity that is located in the State
25 at the time it notifies the Department under § 6-803(c) of this subtitle.

26 (f) "Grocery store" has the meaning stated in § 9-254 of the Tax – Property
27 Article.

28 (g) "New business entity" means a business entity that is not located in the State
29 at the time it notifies the Department under § 6-803(b) of this subtitle.

1 (h) "Opportunity zone" means an area that has been designated as a qualified
2 opportunity zone in the State under § 1400Z-1 of the Internal Revenue Code.

3 (i) "Program" means the More Jobs for Marylanders Program established under
4 this subtitle.

5 (j) "Qualified business entity" means a new business entity or an existing
6 business entity operating an eligible project under this subtitle.

7 (k) (1) "Qualified position" means a position that:

8 (i) is full-time and of indefinite duration;

9 (ii) 1. except as provided in item 2 of this item, for a position in
10 a facility that is located in an opportunity zone **OR A TRANSIT-ORIENTED**
11 **DEVELOPMENT**, pays an average annual salary that exceeds \$50,000; or

12 2. for a position in a facility of a business entity described
13 under subsection (c)(1)(i) of this section, pays at least 120% of the State minimum wage;

14 (iii) is located in a facility;

15 (iv) is newly created at a single facility in the State; and

16 (v) is filled.

17 (2) "Qualified position" does not include a position that is:

18 (i) created when an employment function is shifted from an existing
19 facility of a business entity in the State to another facility of the same business entity if the
20 position is not a net new job in the State;

21 (ii) created through a change in ownership of a trade or business;

22 (iii) created through a consolidation, merger, or restructuring of a
23 business entity if the position is not a net new job in the State;

24 (iv) created when an employment function is contractually shifted
25 from an existing business entity to another business entity in the State if the position is
26 not a net new job in the State; or

27 (v) filled for a period of less than 12 months.

28 (l) "Tier I area" means:

29 (1) a Tier I county, as defined in § 1-101 of this article;

1 (2) a county designated by the Department that is not a county described
2 in item (1) of this subsection, not to exceed three counties; [or]

3 (3) an opportunity zone; OR

4 (4) **A TRANSIT-ORIENTED DEVELOPMENT.**

5 (m) “Tier II area” means an area that is not an area described in subsection (l) of
6 this section.

7 **(N) “TRANSIT-ORIENTED DEVELOPMENT” HAS THE MEANING STATED IN §**
8 **7-101 OF THE TRANSPORTATION ARTICLE.**

9 6-804.

10 (a) The Program benefits authorized under this section may be claimed by a
11 qualified business entity for up to 10 consecutive benefit years.

12 (b) On enrollment in the Program:

13 (1) a new business entity in a Tier I area is eligible for:

14 (i) a credit against the State income tax, established under §
15 10-741(b) of the Tax – General Article;

16 (ii) a credit against the State property tax, established under §
17 9-110 of the Tax – Property Article;

18 (iii) a refund of sales and use tax paid during the immediately
19 preceding taxable year, as provided under § 11-411 of the Tax – General Article; and

20 (iv) a waiver of fees charged by the State Department of Assessments
21 and Taxation, established under § 1-203.1 of the Corporations and Associations Article;
22 and

23 (2) except as provided in subsection (c) of this section, an existing business
24 entity that operates an eligible project is eligible for a credit against the State income tax,
25 established under § 10-741(b) of the Tax – General Article.

26 (c) The income tax credit established under § 10-741(b) of the Tax – General
27 Article is not available to an existing business entity if the entity moves its facility to
28 another county in the State on or after June 1, 2017.

29 (d) If the number of qualified positions at the eligible project decreases to a
30 number less than the number established in the first benefit year, the project shall be
31 removed from the Program and all program benefits terminate.

1 6–805.

2 (a) The Department shall provide to a qualified business entity a certificate that:

3 (1) certifies the eligible project that is enrolled in the Program;

4 (2) provides the duration of the certification; and

5 (3) provides any additional information necessary for the Comptroller and
6 Department to administer the Program.

7 (b) The Department may not provide a qualified business entity a certificate on
8 or after June 1, [2022] 2025.

9 **Article – Transportation**

10 7–101.

11 (a) In this title the following words have the meanings indicated.

12 (l) “Transit facility” includes any one or more or combination of tracks,
13 rights-of-way, bridges, tunnels, subways, rolling stock, stations, terminals, ports, parking
14 areas, equipment, fixtures, buildings, structures, other real or personal property, and
15 services incidental to or useful or designed for use in connection with the rendering of
16 transit service by any means, including rail, bus, motor vehicle, or other mode of
17 transportation, but does not include any railroad facility.

18 (m) “Transit-oriented development” means a mix of private or public parking
19 facilities, commercial and residential structures, and uses, improvements, and facilities
20 customarily appurtenant to such facilities and uses, that:

21 (1) Is part of a deliberate development plan or strategy involving:

22 (i) Property that is adjacent to the passenger boarding and alighting
23 location of a planned or existing transit station; or

24 (ii) Property, any part of which is located within one-half mile of the
25 passenger boarding and alighting location of a planned or existing transit station;

26 (2) Is planned to maximize the use of transit, walking, and bicycling by
27 residents and employees; and

28 (3) Is designated as a transit-oriented development by:

29 (i) The Secretary, after considering a recommendation of the Smart
30 Growth Subcabinet established under § 9–1406 of the State Government Article; and

1 (ii) The local government or multicounty agency with land use and
2 planning responsibility for the relevant area.

3 (o) (1) "Transit station" means any facility, the primary function of which
4 relates to the boarding and alighting of passengers from transit vehicles.

5 (2) "Transit station" includes platforms, shelters, passenger waiting
6 facilities, parking areas, access roadways, and other real property used to facilitate
7 passenger access to transit service or railroad service.

8 7-102.

9 (a) (1) (I) The development of improved and expanded railroad facilities,
10 railroad services, transit facilities, and transit services operating as a unified and
11 coordinated regional transportation system, and the realization of transit-oriented
12 development throughout the State, represent transportation purposes that are essential for
13 the satisfactory movement of people and goods, the alleviation of present and future traffic
14 congestion, the economic welfare and vitality, and the development of the metropolitan area
15 of Baltimore and other political subdivisions of the State.

16 (II) IN ORDER TO REALIZE TRANSIT-ORIENTED DEVELOPMENT
17 AS A TRANSPORTATION PURPOSE, IT IS THE INTENT OF THE GENERAL ASSEMBLY
18 THAT THE DEPARTMENT MAKE ALL REASONABLE ATTEMPTS TO INCLUDE
19 TRANSIT-ORIENTED DEVELOPMENT AS PART OF THE PREFERRED PLAN FOR
20 DEVELOPMENT IN AREAS SERVED BY TRANSIT SERVICES BY PROVIDING
21 PREFERENCE TO PROPOSALS THAT FURTHER THIS PURPOSE WHEN:

22 1. DISTRIBUTING FUNDS FROM:

23 A. STATE PROGRAMS OFFERING GRANTS AND LOANS
24 FOR DEVELOPMENT AND INFRASTRUCTURE INVESTMENT;

25 B. FEDERAL COMMUNITY DEVELOPMENT BLOCK
26 GRANTS; AND

27 C. THE PROCEEDS OF GENERAL OBLIGATION BOND AND
28 GRANT ANTICIPATION REVENUE VEHICLE ISSUANCES; AND

29 2. AWARDING STATE TAX CREDITS.

30 (2) The establishment of the realization of transit-oriented development as
31 a transportation purpose under paragraph (1) of this subsection may not be construed to:

(i) Limit the authority of local governments to govern land use as established under any other law; or

(ii) Grant the State or a department of the State additional authority to supersede local land use and planning authority.

7-103.

(A) ON OR BEFORE NOVEMBER 30, 2023, AND ON OR BEFORE NOVEMBER 30 EACH YEAR THEREAFTER, THE SECRETARY SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE ON EFFORTS TO INCREASE TRANSIT-ORIENTED DEVELOPMENT THROUGHOUT THE STATE.

(B) THE REPORT SHALL INCLUDE AN ANALYSIS OF THE FOLLOWING ISSUES FOR EACH TRANSIT-ORIENTED DEVELOPMENT IN THE STATE:

(1) THE DEMOGRAPHIC AND SOCIOECONOMIC INDICATORS PRESENT IN THE TRANSIT-ORIENTED DEVELOPMENT AND THE SURROUNDING AREAS;

(2) DEVELOPMENT ACTIVITY OCCURRING IN THE TRANSIT-ORIENTED DEVELOPMENT DURING THE PERIOD THAT THE REPORT COVERS; AND

(3) TRANSIT STATION UTILIZATION RATES FOR THE TRANSIT-ORIENTED DEVELOPMENT.

(C) THE DEPARTMENT SHALL CONSIDER THE FINDINGS OF THE REPORT REQUIRED UNDER THIS SECTION FOR PURPOSES OF UPDATING THE SCORING STANDARDS FOR APPLICATIONS FOR FINANCIAL ASSISTANCE FROM THE TRANSIT-ORIENTED DEVELOPMENT CAPITAL GRANT AND REVOLVING LOAN FUND ESTABLISHED UNDER SUBTITLE 12 OF THIS TITLE.

SUBTITLE 12. TRANSIT-ORIENTED DEVELOPMENT CAPITAL GRANT AND REVOLVING LOAN FUND.

7-1201.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "FINANCIAL ASSISTANCE" MEANS A GRANT OR LOAN FROM THE FUND.

1 (C) "FUND" MEANS THE TRANSIT-ORIENTED DEVELOPMENT CAPITAL
2 GRANT AND REVOLVING LOAN FUND.

3 (D) "GAP FUNDING" MEANS FUNDING PROVIDED TO COMPENSATE FOR A
4 SHORTFALL BETWEEN THE EXPECTED DEVELOPMENT COSTS OF A PROJECT AND
5 THE AVAILABLE FUNDS FOR THE PROJECT.

6 (E) "LOCAL JURISDICTION" MEANS A COUNTY OR A MUNICIPAL
7 CORPORATION.

8 (F) "MUNICIPAL CORPORATION" MEANS A MUNICIPALITY AS DEFINED IN §
9 1-101 OF THE LOCAL GOVERNMENT ARTICLE.

10 7-1202.

11 (A) THERE IS A TRANSIT-ORIENTED DEVELOPMENT CAPITAL GRANT AND
12 REVOLVING LOAN FUND.

13 (B) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO
14 § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

15 7-1203.

16 (A) THE PURPOSE OF THE FUND IS TO PROMOTE THE EQUITABLE AND
17 INCLUSIVE DEVELOPMENT OF TRANSIT-ORIENTED DEVELOPMENTS THROUGHOUT
18 THE STATE.

19 (B) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE
20 COMPTROLLER SHALL ACCOUNT FOR THE FUND.

21 (C) (1) THE FUND CONSISTS OF:

22 (I) MONEY APPROPRIATED IN THE STATE BUDGET TO THE
23 FUND;

24 (II) MONEY MADE AVAILABLE FOR QUALIFYING USES BY THE
25 FUND FROM OTHER GOVERNMENTAL SOURCES, INCLUDING COMMUNITY
26 DEVELOPMENT BLOCK GRANTS AND THE TRANSPORTATION TRUST FUND;

27 (III) GROUND RENTS OR LAND SALE PROCEEDS IN ACCORDANCE
28 WITH § 10-306(C)(2) OF THE STATE FINANCE AND PROCUREMENT ARTICLE;

1 (IV) PAYMENTS OF PRINCIPAL OF AND INTEREST ON LOANS
2 MADE UNDER THIS TITLE;

3 (V) INVESTMENT EARNINGS OF THE FUND; AND

4 (VI) ANY OTHER MONEY FROM ANY OTHER SOURCE, PUBLIC OR
5 PRIVATE, ACCEPTED FOR THE BENEFIT OF THE FUND.

6 (2) CONTRIBUTIONS TO THE FUND UNDER PARAGRAPH (1)(III) OF
7 THIS SUBSECTION SHALL:

8 (I) BE SEPARATELY ACCOUNTED FOR IN THE FUND; AND

9 (II) BE USED ONLY FOR THE BENEFIT OF TRANSIT-ORIENTED
10 DEVELOPMENTS IN THE SAME COUNTY WHERE THE REAL PROPERTY SUBJECT TO
11 THE GROUND RENT OR LAND SALE IS LOCATED.

12 (D) FOR EACH FISCAL YEAR, THE GOVERNOR SHALL INCLUDE IN THE
13 ANNUAL BUDGET BILL AN APPROPRIATION SUFFICIENT TO ENSURE A FUND
14 BALANCE OF AT LEAST \$10,000,000 AT THE START OF THE FISCAL YEAR.

15 7-1204.

16 (A) (1) THE FUND MAY BE USED BY THE DEPARTMENT TO PROVIDE
17 FINANCIAL ASSISTANCE TO LOCAL JURISDICTIONS FOR:

18 (I) DESIGN PLANS FOR A TRANSIT-ORIENTED DEVELOPMENT,
19 PROVIDED THAT THE TRANSIT-ORIENTED DEVELOPMENT WILL BE DESIGNED TO
20 MEET EQUITY GOALS ESTABLISHED BY THE DEPARTMENT;

21 (II) PUBLIC INFRASTRUCTURE IMPROVEMENTS WITHIN A
22 TRANSIT-ORIENTED DEVELOPMENT; OR

23 (III) GAP FUNDING FOR PUBLIC OR PRIVATE DEVELOPMENT
24 WITHIN A TRANSIT-ORIENTED DEVELOPMENT.

25 (2) A PRIVATE ENTITY, INCLUDING A NONPROFIT ENTITY,
26 PARTICIPATING IN THE DEVELOPMENT OF A TRANSIT-ORIENTED DEVELOPMENT
27 MAY PARTNER WITH A LOCAL JURISDICTION TO SUBMIT AN APPLICATION FOR
28 FINANCIAL ASSISTANCE UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION.

29 (B) (1) THE DEPARTMENT SHALL:

1 (I) ESTABLISH ELIGIBILITY REQUIREMENTS AND SCORING
2 STANDARDS FOR THE REVIEW OF APPLICATIONS FOR FINANCIAL ASSISTANCE; AND

3 (II) PUBLISH THE ELIGIBILITY REQUIREMENTS AND SCORING
4 STANDARDS ON THE DEPARTMENT'S WEBSITE.

5 (2) THE DEPARTMENT MAY ESTABLISH:

6 (I) DIFFERENT ELIGIBILITY REQUIREMENTS AND SCORING
7 STANDARDS FOR DIFFERENT TYPES OF FINANCIAL ASSISTANCE; AND

8 (II) SCORING PREFERENCES FOR APPLICATIONS THAT
9 DEMONSTRATE THAT THE PROPOSED PROJECT WILL:

10 1. ENHANCE ACCESS TO TRANSIT FOR LOW-INCOME
11 AND MINORITY RESIDENTS OF THE LOCAL JURISDICTION;

12 2. ENHANCE ACCESS TO TRANSIT IN AREAS WITH
13 AFFORDABLE HOUSING AND A DIVERSITY OF JOB AND EDUCATIONAL
14 OPPORTUNITIES; OR

15 3. ENCOURAGE DEVELOPMENT AROUND
16 UNDERDEVELOPED AND UNDERUTILIZED TRANSIT STATIONS IN
17 TRANSIT-ORIENTED DEVELOPMENTS.

18 (C) AN APPLICATION FOR FINANCIAL ASSISTANCE SHALL INCLUDE:

19 (1) COMMITMENTS FROM THE LOCAL JURISDICTION TO:

20 (I) ESTABLISH TRANSIT-SUPPORTIVE LAND USE
21 DESIGNATIONS FOR REAL PROPERTY WITHIN A TRANSIT-ORIENTED DEVELOPMENT;
22 AND

23 (II) IMPLEMENT, WHERE PRACTICABLE, IMPROVEMENTS TO
24 THE TRANSIT-ORIENTED DEVELOPMENT THAT PROMOTE THE COMPLETE STREETS
25 POLICY ADOPTED IN ACCORDANCE WITH § 2-112 OF THIS ARTICLE;

26 (2) IF A PRIVATE ENTITY PARTNERS WITH A LOCAL JURISDICTION TO
27 SUBMIT AN APPLICATION FOR FINANCIAL ASSISTANCE, COMMITMENTS FROM KEY
28 STAKEHOLDERS TO DEVELOP THE TRANSIT-ORIENTED DEVELOPMENT; AND

29 (3) IF THE APPLICATION IS FOR A GRANT TO SUPPORT THE DESIGN
30 OR CONSTRUCTION OF A PROPOSED ENHANCEMENT TO A TRANSIT-ORIENTED

1 DEVELOPMENT, CREDIBLE FUNDING STRATEGIES THAT DEMONSTRATE FULL
2 FUNDING OF THE DESIGN OR CONSTRUCTION COSTS FOR THE PROPOSED
3 ENHANCEMENT ON AWARD OF THE GRANT.

4 7-1205.

5 (A) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN
6 THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

7 (B) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE PAID INTO THE
8 FUND.

9 Article – State Finance and Procurement

10 6-226.

11 (a) (2) (i) Notwithstanding any other provision of law, and unless
12 inconsistent with a federal law, grant agreement, or other federal requirement or with the
13 terms of a gift or settlement agreement, net interest on all State money allocated by the
14 State Treasurer under this section to special funds or accounts, and otherwise entitled to
15 receive interest earnings, as accounted for by the Comptroller, shall accrue to the General
16 Fund of the State.

17 (ii) The provisions of subparagraph (i) of this paragraph do not apply
18 to the following funds:

19 144. the Health Equity Resource Community Reserve Fund;
20 [and]

21 145. the Access to Counsel in Evictions Special Fund; AND

22 146. THE TRANSIT-ORIENTED DEVELOPMENT CAPITAL
23 GRANT AND REVOLVING LOAN FUND.

24 10-306.

25 (a) In this section, “capital asset” means an asset of a substantial permanent
26 nature.

27 (c) (1) Except as provided in paragraphs (2) and (3) of this subsection, if cash
28 is received as consideration for the disposition of a capital asset of the State or any unit of
29 the State government, the cash shall be applied to the State Annuity Bond Fund Account
30 for the payment of the principal of and interest on the bonded indebtedness of the State.

31 (2) If the capital asset is real property that is being leased or sold to a
32 private party for the purpose of realizing a transit-oriented development as defined under

1 § 7–101 of the Transportation Article, at the discretion of the State agency that is disposing
2 of the property, all or a portion of the cash proceeds resulting from the transaction shall be
3 deposited in:

4 (I) the Baltimore City Community Enhancement Transit–Oriented
5 Development Fund established under Title 15 of the Economic Development Article for the
6 purposes of that Fund; OR

7 (II) THE TRANSIT–ORIENTED DEVELOPMENT CAPITAL GRANT
8 AND REVOLVING LOAN FUND ESTABLISHED UNDER TITLE 7 OF THE
9 TRANSPORTATION ARTICLE FOR THE PURPOSES OF THAT FUND.

10 (3) (i) If cash is received as consideration for the disposition of a capital
11 asset, and if the capital asset was originally purchased with special funds, the cash shall
12 be applied to the special fund.

13 (ii) Notwithstanding subparagraph (i) of this paragraph, cash
14 received as consideration for the disposition of helicopters, auxiliary helicopter equipment,
15 ground support equipment, or other capital equipment related to helicopters shall be
16 applied to the State Annuity Bond Fund Account for the payment of the principal of and
17 interest on the bonded indebtedness of the State.

18 (4) If cash is received as consideration for the disposition of any real or
19 personal property of the State or any unit of the State government, other than a capital
20 asset, the cash shall be accounted for and paid into the State Treasury.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2022.

SENATE BILL 528

M3, M5

2lr0531

By: Senators Pinsky, Ferguson, Kelley, Guzzone, Smith, Kagan, Waldstreicher, Lam, Washington, Patterson, Hester, Ellis, Zucker, Kramer, Hettleman, Young, Sydnor, Hayes, Watson, Beidle, Carter, Augustine, Elfreth, Feldman, Jackson, King, and Lee

Introduced and read first time: January 28, 2022

Assigned to: Education, Health, and Environmental Affairs and Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Climate Solutions Now Act of 2022**

3 FOR the purpose of requiring the State to reduce statewide greenhouse gas emissions
4 through the use of various measures, including the alteration of statewide
5 greenhouse gas emissions goals, the establishment of a net-zero statewide
6 greenhouse gas emissions goal, the development of certain energy efficiency and
7 electrification requirements for certain buildings, requiring electric companies to
8 increase their annual incremental gross energy savings through certain programs
9 and services, the establishment of certain zero-emission vehicle requirements for
10 the State vehicle fleet and local school buses, and the establishment of certain
11 personal property tax exemptions; establishing the Climate Catalytic Capital Fund;
12 requiring interest earnings of the Climate Catalytic Capital Fund to be credited to
13 the Climate Catalytic Capital Fund; altering the duties of the Commission on
14 Environmental Justice and Sustainable Communities; requiring landfill operators
15 and the Department of the Environment to take certain actions regarding methane
16 emissions; requiring the Department of the Environment to regulate methane
17 emissions from landfills; requiring the Department of the Environment to establish
18 Building Emissions Standards for certain buildings; requiring the Commission on
19 Climate Change to establish the Just Transition Employment and Retraining
20 Working Group to advise the Commission on Climate Change on certain matters and
21 conduct a certain study; establishing the Maryland Climate Justice Corps Program;
22 requiring the Maryland Department of Labor to update the Maryland Building
23 Performance Standards; altering the duties of the Maryland Green Building Council;
24 establishing the Climate Transition and Clean Energy Hub in the Maryland Energy
25 Administration; establishing the Net-Zero School Grant Fund; requiring interest
26 earnings of the Net-Zero School Grant Fund to be credited to the Net-Zero School
27 Grant Fund; establishing the Building Energy Transition Implementation Task
28 Force to study certain matters and develop a plan for funding the retrofit of certain

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



buildings; and generally relating to climate change and measures to combat climate change.

BY renumbering

Article – Environment

Section 2–1204.2

to be Section 2–1204.3

Annotated Code of Maryland

(2013 Replacement Volume and 2021 Supplement)

BY renumbering

Article – Economic Development

Section 10–854 and the part “Part V. Short Title”

to be Section 10–858 and the part “Part VI. Short Title”

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 10–801(a), (d), and (f)

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

(As enacted by Chapters 13 and 24 of the Acts of the General Assembly of the 2021 Special Session)

BY adding to

Article – Economic Development

Section 10–854 and 10–855 to be under the new part “Part V. Climate Catalytic Capital Fund”

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 5–312

Annotated Code of Maryland

(2018 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 1–701(f) and (h), 2–1201(4), 2–1204.1, 2–1205, 2–1206, 2–1210, 2–1303(a), 2–1304, and 2–1305

Annotated Code of Maryland

(2013 Replacement Volume and 2021 Supplement)

BY adding to

Article – Environment

- 1 Section 1-702, 2-407, 2-408, 2-1204.2, 2-1303.1, and 2-1505; and 2-1601 through
2 2-1603 to be under the new subtitle "Subtitle 16. Building Emissions
3 Standards"
4 Annotated Code of Maryland
5 (2013 Replacement Volume and 2021 Supplement)
- 6 BY repealing and reenacting, without amendments,
7 Article – Environment
8 Section 1-701(a) and 2-1501
9 Annotated Code of Maryland
10 (2013 Replacement Volume and 2021 Supplement)
- 11 BY adding to
12 Article – Natural Resources
13 Section 8-1927 through 8-1938 to be under the new part "Part III. Maryland Climate
14 Justice Corps"
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2021 Supplement)
- 17 BY repealing and reenacting, without amendments,
18 Article – Public Safety
19 Section 12-501 and 12-505(a)(1)
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2021 Supplement)
- 22 BY repealing and reenacting, with amendments,
23 Article – Public Safety
24 Section 12-503
25 Annotated Code of Maryland
26 (2018 Replacement Volume and 2021 Supplement)
- 27 BY repealing and reenacting, with amendments,
28 Article – Public Utilities
29 Section 7-211(g)
30 Annotated Code of Maryland
31 (2020 Replacement Volume and 2021 Supplement)
- 32 BY repealing and reenacting, with amendments,
33 Article – State Finance and Procurement
34 Section 3-602.1, 4-809(f), and 6-226(a)(2)(ii)144. and 145.
35 Annotated Code of Maryland
36 (2021 Replacement Volume)
- 37 BY adding to
38 Article – State Finance and Procurement
39 Section 4-810, 6-226(a)(2)(ii)146. and 147., and 14-418
40 Annotated Code of Maryland

(2021 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2021 Replacement Volume)

BY adding to
Article – State Government
Section 9–2010 and 9–2011
Annotated Code of Maryland
(2021 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 7–237
Annotated Code of Maryland
(2019 Replacement Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That Section(s) 2–1204.2 of Article – Environment of the Annotated Code of Maryland be
renumbered to be Section(s) 2–1204.3.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 10–854 and the
part “Part V. Short Title” of Article – Economic Development of the Annotated Code of
Maryland be renumbered to be Section(s) 10–858 and the part “Part VI. Short Title”.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
as follows:

Article – Environment

2–1204.1.

The State shall reduce statewide greenhouse gas emissions by [40%] **60%** from 2006
levels by 2030.

2–1204.2.

**THE STATE SHALL ACHIEVE NET-ZERO STATEWIDE GREENHOUSE GAS
EMISSIONS BY 2045.**

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
as follows:

Article – Economic Development

1 10-801.

2 (a) In this subtitle the following words have the meanings indicated.

3 (d) "Board" means the Board of Directors of the Center.

4 (f) "Center" means the Maryland Clean Energy Center.

5 **PART V. CLIMATE CATALYTIC CAPITAL FUND.**

6 10-854.

7 (A) IN THIS PART THE FOLLOWING WORDS HAVE THE MEANINGS
8 INDICATED.

9 (B) "FUND" MEANS THE CLIMATE CATALYTIC CAPITAL FUND.

10 (C) "QUALIFIED PROJECT" MEANS A PROJECT RELATED TO THE PURPOSES
11 SPECIFIED IN § 10-855(B) OF THIS SUBTITLE.

12 10-855.

13 (A) THERE IS A CLIMATE CATALYTIC CAPITAL FUND.

14 (B) THE PURPOSE OF THE FUND IS TO PROMOTE ENVIRONMENTAL JUSTICE
15 AND TO LEVERAGE INCREASED PRIVATE CAPITAL INVESTMENT IN TECHNOLOGY
16 DEVELOPMENT AND DEPLOYMENT, INCLUDING PROJECT PLANNING, TO:

17 (1) REDUCE GREENHOUSE GAS EMISSIONS AND ENABLE THE
18 ADOPTION OF MEASURES TO COMBAT CLIMATE CHANGE;

19 (2) FACILITATE THE ELECTRIFICATION OF THE TRANSPORTATION
20 SECTOR;

21 (3) ENABLE IMPROVEMENTS IN ENERGY MANAGEMENT AND
22 EFFICIENCY TO REDUCE GREENHOUSE GAS EMISSIONS FROM THE BUILDING
23 SECTOR;

24 (4) EXPAND THE DEPLOYMENT OF CLEAN ENERGY GENERATION AND
25 ENERGY STORAGE CAPACITY;

26 (5) TARGET THE IMPLEMENTATION OF ENERGY AND
27 WEATHERIZATION MEASURES FOR LOW- TO MODERATE-INCOME HOUSEHOLDS;

1 (6) OPTIMIZE THE ECONOMIC, HEALTH, SOCIAL, AND
2 ENVIRONMENTAL VALUE OF COMMUNITY-SCALE INFRASTRUCTURE FOR
3 RESILIENCE AND ENERGY EQUITY;

4 (7) ALLOW FOR THE DEPLOYMENT OF CUTTING-EDGE, ADVANCED
5 CLEAN ENERGY TECHNOLOGY; AND

6 (8) PROVIDE FOR THE CREATION OF A MARYLAND GREEN BOND
7 PROGRAM.

8 (C) (1) THE CENTER SHALL ADMINISTER THE FUND.

9 (2) THE CENTER SHALL ESTABLISH A FUND OVERSIGHT
10 COMMITTEE, APPOINTED BY THE BOARD, TO MANAGE THE FUND.

11 (D) THE FUND CONSISTS OF:

12 (1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

13 (2) MONEY MADE AVAILABLE TO THE FUND THROUGH PRIVATE
14 CONTRIBUTIONS AND FEDERAL GRANTS OR PROGRAMS;

15 (3) PROCEEDS FROM THE SALE, DISPOSITION, LEASE, OR RENTAL OF
16 COLLATERAL RELATED TO FINANCING MADE FROM THE FUND;

17 (4) REPAYMENT OF FINANCING MADE FROM THE FUND;

18 (5) RETURNS FROM OR RECOVERY OF ANY FINANCING MADE FROM
19 THE FUND;

20 (6) PROCEEDS FROM THE SALE OF ANY FINANCING MADE, OR ASSETS
21 ACQUIRED WITH PROCEEDS, FROM THE FUND;

22 (7) INTEREST EARNINGS ON MONEY IN THE FUND; AND

23 (8) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR
24 THE BENEFIT OF THE FUND.

25 (E) (1) THE FUND MAY BE USED ONLY TO:

(I) EVALUATE AND COORDINATE FINANCING FOR QUALIFIED PROJECTS AND CLEAN ENERGY TECHNOLOGIES RELATED TO THE PURPOSES SPECIFIED UNDER SUBSECTION (B) OF THIS SECTION;

(II) PROVIDE FINANCING FOR QUALIFIED PROJECTS;

(III) FACILITATE EFFICIENT TAX EQUITY MARKETS FOR QUALIFIED PROJECTS;

(IV) SECURE PRIVATE INVESTMENT CAPITAL FOR FINANCING OF QUALIFIED PROJECTS;

(V) MAKE GRANTS TO OTHER GREEN BANKS IN THE STATE FOR THE PURPOSE OF FINANCING QUALIFIED PROJECTS; AND

(VI) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ADMINISTER THE FUND AND ACTIVITIES OF THE CENTER IN CARRYING OUT THIS PART.

(2) NOT MORE THAN 5% OF THE FUND BALANCE MAY BE USED FOR ADMINISTRATIVE PURPOSES.

(F) EXPENDITURES FROM THE FUND MAY BE MADE ONLY WITH THE APPROVAL OF THE FUND OVERSIGHT COMMITTEE.

(G) (1) THE FUND SHALL BE SUBJECT TO INDEPENDENT AUDIT.

(2) ON OR BEFORE OCTOBER 1 EACH YEAR, THE CENTER SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE USE OF THE FUND AND OUTCOMES OF INVESTMENTS MADE FROM THE FUND.

(H) FOR FISCAL YEARS 2024, 2025, AND 2026, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$5,000,000 TO THE FUND.

10-856. RESERVED.

10-857. RESERVED.

Article – Education

5-312.

(a) In this section, “high performance building” has the meaning stated in § 3-602.1 of the State Finance and Procurement Article.

(b) This section applies to the construction of new schools that have not initiated a Request For Proposal for the selection of an architectural and engineering consultant on or before July 1, 2009.

(c) (1) [Except] **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AND EXCEPT** as provided in subsection (d) of this section, a new school that receives State public school construction funds shall be constructed to be a high performance building.

(2) (I) **EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE NET-ZERO ENERGY REQUIREMENTS THAT APPLY FOR A BUILDING TO MEET THE DEFINITION OF A “HIGH PERFORMANCE BUILDING” UNDER § 3-602.1 OF THE STATE FINANCE AND PROCUREMENT ARTICLE DO NOT APPLY TO PUBLIC SCHOOL BUILDINGS.**

(II) **SUBJECT TO THE AVAILABILITY OF FUNDING FROM THE NET-ZERO SCHOOL GRANT FUND ESTABLISHED UNDER § 9-2010 OF THE STATE GOVERNMENT ARTICLE, AT LEAST ONE OF THE SCHOOLS CONSTRUCTED IN EACH LOCAL SCHOOL SYSTEM FROM JULY 1, 2023, THROUGH JUNE 30, 2033, INCLUSIVE, SHALL BE CONSTRUCTED TO MEET NET-ZERO ENERGY REQUIREMENTS.**

(d) (1) The Interagency Commission shall establish a process to allow a school system to obtain a waiver from complying with subsection (c) of this section.

(2) The waiver process shall:

(i) Include a review by the Interagency Commission to determine if the construction of a high performance building is not practicable; and

(ii) Require the approval of a waiver by the Interagency Commission.

(3) **THE INTERAGENCY COMMISSION SHALL WAIVE THE REQUIREMENTS OF SUBSECTION (C)(2)(II) OF THIS SUBSECTION IF THE INTERAGENCY COMMISSION DETERMINES THAT:**

(I) **THE CONSTRUCTION OF A NET-ZERO ENERGY SCHOOL BUILDING IS NOT PRACTICABLE BECAUSE OF SPATIAL LIMITATIONS AT THE BUILDING SITE; OR**

(II) **WHEN TAKING INTO CONSIDERATION THE AVAILABILITY OF STATE COST SHARE FUNDS AND GRANTS FROM THE NET-ZERO SCHOOL GRANT FUND ESTABLISHED UNDER § 9-2010 OF THE STATE GOVERNMENT ARTICLE, THE COST TO THE LOCAL JURISDICTION OF CONSTRUCTING A NET-ZERO ENERGY**

1 SCHOOL BUILDING WOULD EXCEED THE COST OF CONSTRUCTING A TRADITIONAL,
2 HIGH PERFORMANCE SCHOOL BUILDING.

3 (e) For fiscal years 2010 through 2014 only, the State shall pay 50% of the local
4 share of the extra costs, identified and approved by the Interagency Commission, that are
5 incurred in constructing a new school to meet the high performance building requirements
6 of this section.

7 (f) (1) The Interagency Commission shall adopt regulations to implement the
8 requirements of this section.

9 (2) IN IMPLEMENTING NET-ZERO ENERGY REQUIREMENTS FOR
10 SCHOOL BUILDINGS, THE INTERAGENCY COMMISSION SHALL CONSULT WITH THE
11 CLIMATE TRANSITION AND CLEAN ENERGY HUB ESTABLISHED UNDER § 9-2011 OF
12 THE STATE GOVERNMENT ARTICLE.

13 Article – Environment

14 1-701.

15 (a) (1) In this section the following words have the meanings indicated.

16 (2) “Business organization” means a corporation, business trust,
17 partnership, or any other for-profit entity.

18 (3) “Commission” means the Commission on Environmental Justice and
19 Sustainable Communities.

20 (4) “Community listening session” means a public convening to gather
21 information and input from community members.

22 (5) “Environmental justice” means equal protection from environmental
23 and public health hazards for all people regardless of race, income, culture, and social
24 status.

25 (6) “Environmental organization” means a nonprofit entity engaged in
26 advocacy or action related to conservation, stewardship of natural resources, or pollution
27 reduction.

28 (f) (1) The Department shall provide staff for the Commission.

29 (2) THE STAFFING RESPONSIBILITIES OF THE DEPARTMENT SHALL
30 INCLUDE CONDUCTING RESEARCH AND GATHERING DATA AT THE DIRECTION OF
31 THE COMMISSION.

32 (h) The Commission shall:

1 (1) Advise State government agencies on environmental justice and related
2 community issues;

3 (2) Use data sets and mapping tools to review and analyze the impact of
4 current State and local laws, permits, actions, and policies on the issue of environmental
5 justice and sustainable communities, including cumulative impacts, effects, and exposure;

6 (3) Assess the adequacy of State and local government laws to address the
7 issue of environmental justice and sustainable communities, including assessing
8 compliance with Title VI of the federal Civil Rights Act of 1964;

9 (4) Coordinate with the Children's Environmental Health and Protection
10 Advisory Council, the Maryland Office of Minority Health and Health Disparities, and the
11 Commission on Climate Change on recommendations related to environmental justice and
12 sustainable communities; [and]

13 (5) **IN ACCORDANCE WITH § 1-702 OF THIS SUBTITLE, COORDINATE**
14 **WITH THE DEPARTMENT ON:**

15 **(I) THE ADOPTION OF A METHODOLOGY FOR IDENTIFYING**
16 **COMMUNITIES DISPROPORTIONATELY AFFECTED BY CLIMATE CHANGE;**

17 **(II) THE DEVELOPMENT OF SPECIFIC STRATEGIES TO ADDRESS**
18 **ENVIRONMENTAL JUSTICE CONCERNS, REDUCE EMISSIONS OF GREENHOUSE GASES**
19 **AND CO-POLLUTANTS, AND BUILD CLIMATE EQUITY AND RESILIENCE WITHIN**
20 **DISPROPORTIONATELY AFFECTED COMMUNITIES; AND**

21 **(III) THE ESTABLISHMENT OF GOALS FOR THE PERCENTAGE OF**
22 **STATE FUNDING FOR GREENHOUSE GAS EMISSION REDUCTION MEASURES THAT**
23 **SHOULD BE USED FOR THE BENEFIT OF DISPROPORTIONATELY AFFECTED**
24 **COMMUNITIES; AND**

25 (6) Recommend options to the Governor and the General Assembly for
26 addressing issues, concerns, or problems related to environmental justice that surface after
27 reviewing State laws and policies, including prioritizing areas of the State that need
28 immediate attention.

29 **1-702.**

30 **(A) ON OR BEFORE DECEMBER 31, 2023, THE DEPARTMENT, IN**
31 **CONSULTATION WITH THE COMMISSION ON ENVIRONMENTAL JUSTICE AND**
32 **SUSTAINABLE COMMUNITIES, SHALL:**

(1) SUBJECT TO SUBSECTION (B) OF THIS SECTION, ADOPT A METHODOLOGY FOR IDENTIFYING COMMUNITIES DISPROPORTIONATELY AFFECTED BY CLIMATE CHANGE;

(2) DEVELOP SPECIFIC STRATEGIES TO ADDRESS ENVIRONMENTAL JUSTICE CONCERNS, REDUCE EMISSIONS OF GREENHOUSE GASES AND CO-POLLUTANTS, AND BUILD CLIMATE EQUITY AND RESILIENCE WITHIN COMMUNITIES DISPROPORTIONATELY AFFECTED BY CLIMATE CHANGE;

(3) SET APPROPRIATE GOALS FOR THE PERCENTAGE OF STATE FUNDING FOR GREENHOUSE GAS EMISSION REDUCTION MEASURES THAT SHOULD BE USED FOR THE BENEFIT OF DISPROPORTIONATELY AFFECTED COMMUNITIES; AND

(4) REPORT TO THE MARYLAND COMMISSION ON CLIMATE CHANGE AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE POLICIES DEVELOPED UNDER THIS SUBSECTION.

(B) IN EVALUATING METHODOLOGIES UNDER SUBSECTION (A)(1) OF THIS SECTION, THE DEPARTMENT SHALL CONSIDER GEOGRAPHIC, PUBLIC HEALTH, ENVIRONMENTAL HAZARD, AND SOCIOECONOMIC CRITERIA, INCLUDING:

(1) AREAS BURDENED BY CUMULATIVE ENVIRONMENTAL POLLUTION AND OTHER HAZARDS THAT CAN LEAD TO NEGATIVE PUBLIC HEALTH EFFECTS;

(2) AREAS WITH HIGH CONCENTRATIONS OF:

(I) PEOPLE EXPERIENCING POVERTY, HIGH UNEMPLOYMENT RATES, HIGH RENT BURDENS, LOW LEVELS OF HOME OWNERSHIP, OR LOW LEVELS OF EDUCATIONAL ATTAINMENT; OR

(II) POPULATIONS THAT HAVE HISTORICALLY EXPERIENCED DISCRIMINATION ON THE BASIS OF RACE OR ETHNICITY; AND

(3) AREAS THAT ARE VULNERABLE TO THE IMPACTS OF CLIMATE CHANGE, SUCH AS FLOODING, STORM SURGES, AND URBAN HEAT ISLAND EFFECTS, DUE TO LOW LEVELS OF TREE COVERAGE, HIGH LEVELS OF IMPERVIOUS SURFACES, OR OTHER FACTORS.

(C) IN CARRYING OUT ITS RESPONSIBILITIES UNDER THIS SECTION, THE DEPARTMENT SHALL SOLICIT INPUT FROM ALL SEGMENTS OF THE POPULATION THAT WILL BE IMPACTED BY THE POLICIES DEVELOPED UNDER SUBSECTION (A) OF THIS SECTION, INCLUDING INDIVIDUALS LIVING IN AREAS THAT MAY BE IDENTIFIED

1 AS DISPROPORTIONATELY AFFECTED COMMUNITIES UNDER THE PROPOSED
2 CRITERIA.

3 2-407.

4 (A) THIS SECTION APPLIES ONLY TO A MUNICIPAL SOLID WASTE LANDFILL
5 THAT IS REQUIRED TO MONITOR AND REPORT METHANE EMISSIONS TO THE
6 DEPARTMENT.

7 (B) IF METHANE EMISSIONS DATA ACQUIRED FROM AIRCRAFT
8 OBSERVATIONS, WHERE AVAILABLE, EXCEEDS THE GROUND-LEVEL EMISSIONS
9 DATA REPORTED BY A MUNICIPAL SOLID WASTE LANDFILL BY MORE THAN 25%, THE
10 DEPARTMENT SHALL REQUIRE THE LANDFILL OPERATOR TO:

11 (1) INVESTIGATE THE DIFFERENCE BETWEEN THE DATA;

12 (2) REASSESS THE METHODOLOGY AND EQUIPMENT USED TO OBTAIN
13 THE GROUND-LEVEL DATA; AND

14 (3) (I) TAKE ANY STEPS NECESSARY TO IMPROVE THE ACCURACY
15 OF GROUND-LEVEL EMISSIONS DATA; OR

16 (II) EXPLAIN TO THE DEPARTMENT THE SCIENTIFIC BASIS FOR
17 BELIEVING THAT THE GROUND-LEVEL EMISSIONS DATA IS ACCURATE.

18 (C) THE DEPARTMENT SHALL PUBLICLY DISCLOSE ON THE DEPARTMENT'S
19 WEBSITE:

20 (1) ALL METHANE EMISSIONS DATA OBTAINED THROUGH AIRPLANE
21 OBSERVATIONS; AND

22 (2) ANY DISCREPANCIES BETWEEN METHANE EMISSIONS DATA
23 OBTAINED THROUGH AIRCRAFT OBSERVATIONS AND GROUND-LEVEL METHANE
24 EMISSIONS DATA REPORTED BY MUNICIPAL SOLID WASTE LANDFILLS.

25 2-408.

26 (A) ON OR BEFORE JANUARY 1, 2024, THE DEPARTMENT SHALL ADOPT
27 REGULATIONS ESTABLISHING SURFACE METHANE EMISSIONS STANDARDS FOR
28 MUNICIPAL SOLID WASTE LANDFILLS.

29 (B) THE REGULATIONS SHALL BE AT LEAST AS STRINGENT AS THE
30 CALIFORNIA LANDFILL METHANE REGULATION ADOPTED ON JUNE 17, 2010.

1 2-1201.

2 The General Assembly finds that:

3 (4) The State has the ingenuity to reduce the threat of global warming and
4 make greenhouse gas reductions a part of the State's future by achieving a 25% reduction
5 in greenhouse gas emissions from 2006 levels by 2020 and by preparing a plan to meet a
6 longer-term goal of [reducing greenhouse gas emissions by up to 90% from 2006 levels by
7 2050] **ACHIEVING NET-ZERO STATEWIDE GREENHOUSE GAS EMISSIONS BY 2045** in a
8 manner that promotes new "green" jobs, and protects existing jobs and the State's economic
9 well-being;

10 2-1205.

11 (a) The State shall develop plans, adopt regulations, and implement programs
12 that reduce statewide greenhouse gas emissions in accordance with this subtitle.

13 (b) On or before [December 31, 2018] **JUNE 30, 2023**, the Department shall:

14 (1) Submit a proposed plan that reduces statewide greenhouse gas
15 emissions by [40%] **60%** from 2006 levels by 2030 to the Governor and General Assembly;

16 (2) Make the proposed plan available to the public; and

17 (3) Convene a series of public workshops to provide interested parties with
18 an opportunity to comment on the proposed plan.

19 (c) (1) The Department shall, on or before December 31, 2012, adopt a final
20 plan that reduces statewide greenhouse gas emissions by 25% from 2006 levels by 2020.

21 (2) The Department shall, on or before December 31, [2019] **2023**, adopt a
22 final plan that [reduces]:

23 (I) **REDUCES** statewide greenhouse gas emissions by [40%] **60%**
24 from 2006 levels by 2030; AND

25 (II) **SETS THE STATE ON A PATH TOWARD ACHIEVING NET-ZERO**
26 **STATEWIDE GREENHOUSE GAS EMISSIONS BY 2045.**

27 (3) [The plans shall be developed in recognition of the finding by the
28 Intergovernmental Panel on Climate Change that developed countries will need to reduce
29 greenhouse gas emissions by between 80% and 95% from 1990 levels by 2050] **THE**
30 **DEPARTMENT SHALL:**

31 (I) **ON OR BEFORE DECEMBER 31, 2030, ADOPT A FINAL PLAN**
32 **THAT ACHIEVES NET-ZERO STATEWIDE GREENHOUSE GAS EMISSIONS BY 2045; AND**

1 **(II) ON OR BEFORE DECEMBER 31, 2035, REVIEW AND, AS**
2 **NECESSARY, REVISE THE FINAL PLAN TO ACHIEVE NET-ZERO STATEWIDE GAS**
3 **EMISSIONS BY 2045.**

4 (d) The final plans required under subsection (c) of this section shall include:

5 (1) Adopted regulations that implement all plan measures for which State
6 agencies have existing statutory authority; and

7 (2) A summary of any new legislative authority needed to fully implement
8 the plans and a timeline for seeking legislative authority.

9 **(E) A FINAL PLAN DEVELOPED UNDER THIS SECTION:**

10 (1) **MAY NOT INCLUDE HIGHWAY WIDENING OR ADDITIONAL ROAD**
11 **CONSTRUCTION AS A GREENHOUSE GAS EMISSION REDUCTION MEASURE;**

12 (2) **MAY INCLUDE THE USE OF CARBON CAPTURE AND STORAGE**
13 **TECHNOLOGY AS A GREENHOUSE GAS EMISSION REDUCTION MEASURE ONLY IF THE**
14 **TECHNOLOGY HAS BEEN SCIENTIFICALLY PROVEN TO ACHIEVE VERIFIABLE**
15 **CARBON REDUCTIONS;**

16 (3) **SHALL USE THE GLOBAL WARMING POTENTIAL FOR METHANE**
17 **OVER A 20-YEAR TIME HORIZON, AS ACCEPTED IN THE MOST RECENT ASSESSMENT**
18 **OF THE INTERGOVERNMENTAL PANEL ON CLIMATE CHANGE, IN ESTIMATING THE**
19 **STATE'S GREENHOUSE GAS EMISSIONS REDUCTIONS;**

20 (4) **SHALL INCLUDE SPECIFIC ESTIMATES OF THE GREENHOUSE GAS**
21 **EMISSIONS REDUCTIONS THAT COULD BE ACHIEVED THROUGH THE EXPANSION OF**
22 **MASS TRANSIT OPTIONS; AND**

23 (5) **SHALL INCLUDE SPECIFIC ESTIMATES OF THE REDUCTIONS**
24 **EXPECTED FROM EACH GREENHOUSE GAS EMISSIONS REDUCTION MEASURE**
25 **INCLUDED IN THE PLAN.**

26 [(e)] **(F)** In developing and adopting a final plan to reduce statewide greenhouse
27 gas emissions, the Department shall consult with State and local agencies as appropriate.

28 [(f)] **(G)** (1) Unless required by federal law or regulations or existing State
29 law, regulations adopted by State agencies to implement a final plan may not:

30 (i) Require greenhouse gas emissions reductions from the State's
31 manufacturing sector; or

(ii) Cause a significant increase in costs to the State's manufacturing sector.

(2) Paragraph (1) of this subsection may not be construed to exempt greenhouse gas emissions sources in the State's manufacturing sector from the obligation to comply with:

(i) Greenhouse gas emissions monitoring, recordkeeping, and reporting requirements for which the Department had existing authority under § 2-301(a) of this title on or before October 1, 2009; or

(ii) Greenhouse gas emissions reductions required of the manufacturing sector as a result of the State's implementation of the Regional Greenhouse Gas Initiative.

[(g)] (H) A regulation adopted by a State agency for the purpose of reducing greenhouse gas emissions in accordance with this section may not be construed to result in a significant increase in costs to the State's manufacturing sector unless the source would not incur the cost increase but for the new regulation.

2-1206.

In developing and implementing the plans required by § 2-1205 of this subtitle, the Department shall:

(1) Analyze the feasibility of measures to comply with the greenhouse gas emissions reductions required by this subtitle;

(2) Consider the impact on rural communities of any transportation related measures proposed in the plans;

(3) Provide that a greenhouse gas emissions source that voluntarily reduces its greenhouse gas emissions before the implementation of this subtitle shall receive appropriate credit for its early voluntary actions;

(4) Provide for the use of offset credits generated by alternative compliance mechanisms executed within the State, including carbon sequestration projects, to achieve compliance with greenhouse gas emissions reductions required by this subtitle;

(5) Ensure that the plans do not decrease the likelihood of reliable and affordable electrical service and statewide fuel supplies;

(6) Consider whether the measures would result in an increase in electricity costs to consumers in the State;

(7) Consider the impact of the plans on the ability of the State to:

(i) Attract, expand, and retain commercial aviation services; and

(ii) Conserve, protect, and retain agriculture; [and]

(8) Ensure that the greenhouse gas emissions reduction measures implemented in accordance with the plans:

(i) Are implemented in an efficient and cost-effective manner;

(ii) Do not disproportionately impact rural or low-income, low- to moderate-income, or minority communities or any other particular class of electricity ratepayers;

(iii) Minimize leakage;

(iv) Are quantifiable, verifiable, and enforceable;

(v) Directly cause no loss of existing jobs in the manufacturing sector;

(vi) Produce a net economic benefit to the State's economy and a net increase in jobs in the State, **AS COMPARED WITH A NO-ACTION SCENARIO**; and

(vii) Encourage new employment opportunities in the State related to energy conservation, alternative energy supply, and greenhouse gas emissions reduction technologies, **PARTICULARLY IN AREAS OF THE STATE EXPERIENCING LOW RATES OF EMPLOYMENT OR HIGH CONCENTRATIONS OF POVERTY**;

(9) INCORPORATE TOP-DOWN METHANE EMISSIONS DATA ACQUIRED THROUGH AIRCRAFT OBSERVATIONS; AND

(10) USE THE BEST AVAILABLE SCIENTIFIC INFORMATION, AS INCLUDED IN THE MOST RECENT ASSESSMENTS AND REPORTS OF THE INTERGOVERNMENTAL PANEL ON CLIMATE CHANGE.

2-1210.

On review of the study required under § 2-1207 of this subtitle, and the reports required under § 2-1211 of this subtitle, the General Assembly:

(1) May act to maintain, revise, or eliminate the [40%] greenhouse gas emissions [reduction] **REDUCTIONS** required under [§ 2-1204.1] **§§ 2-1204.1 AND 2-1204.2** of this subtitle; and

(2) Shall consider whether to continue the special manufacturing provisions in § 2-1205(f)(1) of this subtitle.

1 2-1303.

2 (a) The Commission shall establish:

3 (1) A Scientific and Technical Working Group;

4 (2) A Greenhouse Gas Mitigation Working Group;

5 (3) An Adaptation and Response Working Group; [and]

6 (4) An Education, Communication, and Outreach Working Group; AND

7 (5) **SUBJECT TO § 2-1303.1 OF THIS SUBTITLE, A JUST TRANSITION**
8 **EMPLOYMENT AND RETRAINING WORKING GROUP.**

9 **2-1303.1.**

10 (A) **IN THIS SECTION, “WORKING GROUP” MEANS THE JUST TRANSITION**
11 **EMPLOYMENT AND RETRAINING WORKING GROUP OF THE COMMISSION.**

12 (B) **THE COMMISSION SHALL ESTABLISH A JUST TRANSITION**
13 **EMPLOYMENT AND RETRAINING WORKING GROUP.**

14 (C) **THE WORKING GROUP SHALL INCLUDE:**

15 (1) **TWO MEMBERS OF THE SENATE OF MARYLAND, APPOINTED BY**
16 **THE PRESIDENT OF THE SENATE;**

17 (2) **TWO MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY**
18 **THE SPEAKER OF THE HOUSE;**

19 (3) **THE SECRETARY, OR THE SECRETARY’S DESIGNEE;**

20 (4) **THE SECRETARY OF LABOR, OR THE SECRETARY’S DESIGNEE;**

21 (5) **ONE ELECTRICAL WORKER, SELECTED BY THE INTERNATIONAL**
22 **BROTHERHOOD OF ELECTRICAL WORKERS;**

23 (6) **ONE CONSTRUCTION LABORER, SELECTED BY THE BALTIMORE**
24 **WASHINGTON LABORERS’ DISTRICT COUNCIL;**

25 (7) **TWO REPRESENTATIVES OF THE BUILDING AND CONSTRUCTION**
26 **TRADE INDUSTRY, SELECTED BY THE BALTIMORE–DC METRO BUILDING AND**
27 **CONSTRUCTION TRADES COUNCIL;**

1 (8) FOUR LABOR REPRESENTATIVES, SELECTED BY THE MARYLAND
2 STATE AFL-CIO;

3 (9) ONE REPRESENTATIVE OF THE ENERGY EFFICIENCY INDUSTRY,
4 SELECTED BY THE SECRETARY;

5 (10) ONE REPRESENTATIVE OF THE MARYLAND CHAPTER OF THE
6 SIERRA CLUB, SELECTED BY THE MARYLAND CHAPTER OF THE SIERRA CLUB;

7 (11) ONE REPRESENTATIVE OF THE SOLAR ENERGY INDUSTRY,
8 SELECTED BY THE MARYLAND-DC-DELAWARE-VIRGINIA SOLAR ENERGY
9 INDUSTRIES ASSOCIATION;

10 (12) ONE REPRESENTATIVE OF THE WIND ENERGY INDUSTRY,
11 SELECTED BY THE AMERICAN WIND ENERGY ASSOCIATION;

12 (13) TWO REPRESENTATIVES OF REGISTERED APPRENTICESHIP
13 SPONSORS, ONE SELECTED BY THE MARYLAND CHAPTERS OF THE ASSOCIATED
14 BUILDERS AND CONTRACTORS AND ONE SELECTED BY THE BALTIMORE-DC
15 METRO BUILDING AND CONSTRUCTION TRADES COUNCIL;

16 (14) ONE COMMUNITY COLLEGE REPRESENTATIVE, SELECTED BY THE
17 MARYLAND ASSOCIATION OF COMMUNITY COLLEGES;

18 (15) ONE REPRESENTATIVE WHO IS A VETERAN, SELECTED BY THE
19 MARYLAND MILITARY COALITION;

20 (16) ONE REPRESENTATIVE WHO IS A FORMERLY INCARCERATED
21 INDIVIDUAL, SELECTED BY THE LEGAL ACTION CENTER NATIONAL H.I.R.E.
22 NETWORKS;

23 (17) TWO AT-LARGE REPRESENTATIVES WHO ARE WOMEN IN
24 AFFECTED INDUSTRIES, SELECTED BY THE GOVERNOR; AND

25 (18) TWO REPRESENTATIVES SELECTED BY THE MARYLAND STATE
26 CHAPTER OF THE NAACP.

27 (D) THE SECRETARY SHALL DESIGNATE THE CHAIR OF THE WORKING
28 GROUP.

29 (E) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE WORKING GROUP.

30 (F) A MEMBER OF THE WORKING GROUP:

1 (1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE
2 WORKING GROUP; BUT

3 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
4 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

5 (G) THE WORKING GROUP SHALL:

6 (1) ADVISE THE COMMISSION ON ISSUES AND OPPORTUNITIES FOR
7 WORKFORCE DEVELOPMENT AND TRAINING RELATED TO ENERGY EFFICIENCY
8 MEASURES, RENEWABLE ENERGY, AND OTHER CLEAN ENERGY TECHNOLOGIES,
9 WITH SPECIFIC FOCUS ON TRAINING AND WORKFORCE OPPORTUNITIES FOR:

10 (I) SEGMENTS OF THE POPULATION THAT MAY BE
11 UNDERREPRESENTED IN THE CLEAN ENERGY WORKFORCE, SUCH AS VETERANS,
12 WOMEN, AND FORMERLY INCARCERATED INDIVIDUALS; AND

13 (II) DISLOCATED WORKERS AFFECTED BY THE DOWNSIZING OF
14 FOSSIL FUEL INDUSTRIES;

15 (2) IDENTIFY:

16 (I) ENERGY-INTENSIVE INDUSTRIES AND RELATED TRADES;

17 (II) SITES OF ELECTRIC GENERATING FACILITIES THAT MAY BE
18 CLOSED AS A RESULT OF A TRANSITION TO RENEWABLE ENERGY SOURCES;

19 (III) SECTOR-SPECIFIC IMPACTS OF THE STATE'S GREENHOUSE
20 GAS EMISSIONS REDUCTION PLAN ON THE STATE'S CURRENT WORKFORCE;

21 (IV) AVENUES TO MAXIMIZE THE SKILLS AND EXPERTISE OF
22 MARYLAND WORKERS IN THE NEW ENERGY ECONOMY;

23 (V) CHALLENGES AND OPPORTUNITIES RELATED TO
24 MINIMIZING ADVERSE EMPLOYMENT AND FINANCIAL IMPACTS ON DISPLACED
25 WORKERS AND THEIR COMMUNITIES THROUGH ENVIRONMENTAL POLICIES
26 CONDITIONED ON THE FAIR DISTRIBUTION OF COSTS AND BENEFITS; AND

27 (VI) RESOURCES NECESSARY TO PROTECT WORKERS FROM
28 ECONOMIC INSECURITY, INCLUDING OPTIONS FOR MAINTAINING OR
29 SUPPLEMENTING RETIREMENT AND HEALTH CARE BENEFITS FOR DISLOCATED
30 WORKERS AFFECTED BY THE DOWNSIZING OF FOSSIL FUEL INDUSTRIES;

(3) ADVISE THE COMMISSION ON THE POTENTIAL IMPACTS OF CARBON LEAKAGE RISKS ON MARYLAND INDUSTRIES AND LOCAL HOST COMMUNITIES, INCLUDING THE IMPACT OF ANY POTENTIAL GREENHOUSE GAS EMISSIONS REDUCTION MEASURES ON THE COMPETITIVENESS OF MARYLAND BUSINESSES AND INDUSTRY; AND

(4) CONDUCT A STUDY OF:

(I) THE NUMBER OF JOBS CREATED TO COUNTER CLIMATE CHANGE, INCLUDING IN THE ENERGY SECTOR, BUILDING SECTOR, TRANSPORTATION SECTOR, AND WORKING LANDS SECTOR;

(II) THE PROJECTED INVENTORY OF JOBS NEEDED AND SKILLS AND TRAINING REQUIRED TO MEET FUTURE DEMAND FOR JOBS TO COUNTER CLIMATE CHANGE;

(III) WORKFORCE DISRUPTION DUE TO COMMUNITY CHANGES CAUSED BY THE TRANSITION TO A LOW-CARBON ECONOMY; AND

(IV) STRATEGIES FOR TARGETING WORKFORCE DEVELOPMENT AND JOB CREATION IN FENCELINE COMMUNITIES THAT HAVE HISTORICALLY BORNE THE BRUNT OF HOSTING CARBON POLLUTERS.

(H) ON OR BEFORE DECEMBER 31, 2023, THE WORKING GROUP SHALL REPORT TO THE COMMISSION AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE FINDINGS OF THE STUDY REQUIRED UNDER SUBSECTION (G)(4) OF THIS SECTION.

2-1304.

(A) On or before November 15 of each year, the Commission shall report to the Governor and General Assembly, in accordance with § 2-1257 of the State Government Article, on the status of the State's efforts to mitigate the causes of, prepare for, and adapt to the consequences of climate change, including future plans and recommendations for legislation, if any, to be considered by the General Assembly.

(B) THE REPORT DUE ON OR BEFORE NOVEMBER 15, 2023, AND EACH SUBSEQUENT REPORT SHALL INCLUDE AN ANALYSIS, PREPARED BY THE DEPARTMENT, OF:

(1) THE TOTAL AMOUNT OF STATE MONEY SPENT ON MEASURES TO REDUCE GREENHOUSE GASES AND, TO THE EXTENT PRACTICABLE, CO-POLLUTANTS, DURING THE IMMEDIATELY PRECEDING FISCAL YEAR; AND

**(2) THE PERCENTAGE OF THAT FUNDING THAT BENEFITED
DISPROPORTIONATELY AFFECTED COMMUNITIES IDENTIFIED ACCORDING TO THE
METHODOLOGY ADOPTED BY THE DEPARTMENT UNDER § 1-702 OF THIS ARTICLE.**

2-1305.

(a) (1) Each State agency shall review its planning, regulatory, and fiscal programs to identify and recommend actions to more fully integrate the consideration of Maryland's greenhouse gas reduction goal and the impacts of climate change.

(2) The review shall include the consideration of:

- (i) Sea level rise;
- (ii) Storm surges and flooding;
- (iii) Increased precipitation and temperature; and
- (iv) Extreme weather events.

(b) Each State agency shall identify and recommend specific policy, planning, regulatory, and fiscal changes to existing programs that do not currently support the State's greenhouse gas reduction efforts or address climate change.

(c) (1) The following State agencies shall report annually on the status of programs that support the State's greenhouse gas reduction efforts or address climate change, in accordance with § 2-1257 of the State Government Article, to the Commission and the Governor:

- (i) The Department;
- (ii) The Department of Agriculture;
- (iii) The Department of General Services;
- (iv) The Department of Housing and Community Development;
- (v) The Department of Natural Resources;
- (vi) The Department of Planning;
- (vii) The Department of Transportation;
- (viii) The Maryland Energy Administration;
- (ix) The Maryland Insurance Administration;

(x) The Public Service Commission; and

(xi) The University of Maryland Center for Environmental Science.

(2) The report required in paragraph (1) of this subsection shall include:

(i) Program descriptions and objectives;

(ii) Implementation milestones, whether or not they have been met;

(iii) Enhancement opportunities;

(iv) Funding;

(v) Challenges;

(vi) Estimated greenhouse gas emissions reductions, by program, for the prior calendar year; and

(vii) Any other information that the agency considers relevant.

(D) EACH STATE AGENCY, WHEN CONDUCTING LONG-TERM PLANNING, DEVELOPING POLICY, AND DRAFTING REGULATIONS, SHALL TAKE INTO CONSIDERATION THE LIKELY CLIMATE IMPACT OF THE AGENCY'S DECISIONS RELATIVE TO MARYLAND'S GREENHOUSE GAS EMISSIONS REDUCTION GOALS.

2-1501.

(a) In this subtitle the following words have the meanings indicated.

(b) "Fund" means the Zero-Emission Vehicle School Bus Transition Fund.

(c) "Program" means the Zero-Emission Vehicle School Bus Transition Grant Program.

(d) "Zero-emission vehicle" has the meaning stated in § 23-206.4 of the Transportation Article.

2-1505.

(A) IN THIS SECTION, "INCREMENTAL COSTS" MEANS:

(1) IN THE CASE OF A CONTRACT FOR THE PURCHASE OF SCHOOL BUSES, THE COST DIFFERENCE BETWEEN PURCHASING AND OPERATING SCHOOL BUSES THAT ARE ZERO-EMISSION VEHICLES AND SCHOOL BUSES THAT ARE DIESEL-POWERED VEHICLES; AND

1 (2) IN THE CASE OF A CONTRACT FOR THE USE OF SCHOOL BUSES,
2 THE COST DIFFERENCE BETWEEN CONTRACTING FOR THE USE OF SCHOOL BUSES
3 THAT ARE ZERO-EMISSION VEHICLES AND SCHOOL BUSES THAT ARE
4 DIESEL-POWERED VEHICLES.

5 (B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, BEGINNING
6 IN FISCAL YEAR 2024, A COUNTY BOARD OF EDUCATION MAY NOT ENTER INTO A NEW
7 CONTRACT FOR THE PURCHASE OR USE OF ANY SCHOOL BUS THAT IS NOT A
8 ZERO-EMISSION VEHICLE.

9 (C) THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION DO NOT
10 APPLY IF:

11 (1) THE DEPARTMENT DETERMINES THAT NO AVAILABLE
12 ZERO-EMISSION VEHICLE MEETS THE PERFORMANCE REQUIREMENTS FOR THE
13 COUNTY BOARD'S USE; OR

14 (2) THE COUNTY BOARD IS UNABLE TO OBTAIN FEDERAL, STATE, OR
15 PRIVATE FUNDING SUFFICIENT TO COVER THE INCREMENTAL COSTS ASSOCIATED
16 WITH CONTRACTING FOR THE PURCHASE OR USE OF SCHOOL BUSES THAT ARE
17 ZERO-EMISSION VEHICLES.

18 (D) A COUNTY BOARD MAY ENTER INTO AN AGREEMENT WITH AN ELECTRIC
19 COMPANY TO OBTAIN MONETARY INCENTIVES IN EXCHANGE FOR ALLOWING THE
20 ELECTRIC COMPANY TO USE THE STORAGE BATTERIES OF ZERO-EMISSION BUSES
21 OWNED OR OPERATED BY THE COUNTY BOARD TO ACCESS THE STORED
22 ELECTRICITY THROUGH VEHICLE-TO-GRID TECHNOLOGY.

23 SUBTITLE 16. BUILDING EMISSIONS STANDARDS.

24 2-1601.

25 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
26 INDICATED.

27 (B) "BUILDING" HAS THE MEANING STATED IN THE INTERNATIONAL
28 BUILDING CODE.

29 (C) (1) "COVERED BUILDING" MEANS A COMMERCIAL OR MULTIFAMILY
30 RESIDENTIAL BUILDING IN THE STATE THAT HAS A GROSS FLOOR AREA OF 25,000
31 SQUARE FEET OR MORE, EXCLUDING THE PARKING GARAGE AREA.

(2) “COVERED BUILDING” DOES NOT INCLUDE:

**(I) A BUILDING DESIGNATED AS A HISTORIC PROPERTY UNDER
FEDERAL, STATE, OR LOCAL LAW; OR**

(II) A PUBLIC SCHOOL BUILDING.

**(D) “DIRECT EMISSIONS” MEANS GREENHOUSE GAS EMISSIONS PRODUCED
ON-SITE BY A COVERED BUILDING.**

Article – Natural Resources

8-1925. RESERVED.

8-1926. RESERVED.

PART III. MARYLAND CLIMATE JUSTICE CORPS.

8-1927.

**(A) IN THIS PART THE FOLLOWING WORDS HAVE THE MEANINGS
INDICATED.**

**(B) “CLEAN ENERGY PROJECT” MEANS A PROJECT TO IMPROVE ACCESS TO
CLEAN, RENEWABLE ENERGY SOURCES IN A COMMUNITY DISPROPORTIONATELY
AFFECTED BY CLIMATE CHANGE.**

**(C) “CLIMATE MITIGATION PROJECT” MEANS A PROJECT TO REDUCE
EMISSIONS OF GREENHOUSE GASES AND CO-POLLUTANTS AND MITIGATE THE
HEALTH IMPACTS OF CLIMATE CHANGE IN A COMMUNITY DISPROPORTIONATELY
AFFECTED BY CLIMATE CHANGE.**

**(D) “COMMUNITY DISPROPORTIONATELY AFFECTED BY CLIMATE CHANGE”
MEANS A COMMUNITY IDENTIFIED USING THE METHODOLOGY RECOMMENDED BY
THE COMMISSION ON ENVIRONMENTAL JUSTICE AND SUSTAINABLE COMMUNITIES
UNDER § 1-702 OF THE ENVIRONMENT ARTICLE.**

**(E) “CORPS BOARD” MEANS THE ADVISORY BOARD OF THE CORPS
PROGRAM.**

**(F) “CORPS PROGRAM” MEANS THE MARYLAND CLIMATE JUSTICE CORPS
PROGRAM ESTABLISHED UNDER § 8-1928 OF THIS PART.**

1 **(G) “QUALIFIED ORGANIZATION” MEANS:**

2 **(1) A NONPROFIT ORGANIZATION;**

3 **(2) A SCHOOL;**

4 **(3) A COMMUNITY ASSOCIATION;**

5 **(4) A SERVICE, YOUTH, OR CIVIC GROUP;**

6 **(5) AN INSTITUTION OF HIGHER EDUCATION;**

7 **(6) A COUNTY OR MUNICIPALITY; OR**

8 **(7) A UNIT OF STATE GOVERNMENT.**

9 **(H) “TRUST” MEANS THE CHESAPEAKE BAY TRUST.**

10 **8-1928.**

11 **(A) THERE IS A MARYLAND CLIMATE JUSTICE CORPS PROGRAM**
12 **ADMINISTERED BY THE TRUST, IN CONSULTATION WITH THE CORPS BOARD.**

13 **(B) THE PURPOSE OF THE CORPS PROGRAM IS TO:**

14 **(1) PROMOTE CLIMATE JUSTICE AND ASSIST THE STATE IN**
15 **ACHIEVING ITS GREENHOUSE GAS EMISSIONS REDUCTION TARGETS;**

16 **(2) PROVIDE YOUNG ADULTS WITH OPPORTUNITIES TO BECOME**
17 **BETTER CITIZENS, STUDENTS, AND WORKERS THROUGH MEANINGFUL SERVICE TO**
18 **THEIR COMMUNITIES AND THE STATE;**

19 **(3) MOBILIZE, EDUCATE, AND TRAIN YOUTH AND YOUNG ADULTS TO**
20 **DEPLOY CLEAN ENERGY TECHNOLOGY AND MITIGATE AND PREVENT THE**
21 **ENVIRONMENTAL AND HEALTH IMPACTS OF CLIMATE CHANGE IN COMMUNITIES**
22 **DISPROPORTIONATELY AFFECTED BY CLIMATE CHANGE; AND**

23 **(4) PROVIDE OPPORTUNITIES FOR YOUTH AND YOUNG ADULTS,**
24 **ESPECIALLY DISADVANTAGED YOUTH, TO BE TRAINED FOR CAREERS THAT WILL BE**
25 **PART OF THE EMERGING FIELD OF “GREEN-COLLAR” JOBS.**

26 **8-1929.**

1 (A) (1) THE PURPOSE OF THE CORPS BOARD IS TO ADVISE THE TRUST IN
2 THE DEVELOPMENT AND IMPLEMENTATION OF THE CORPS PROGRAM.

3 (2) THE CORPS BOARD CONSISTS OF THE FOLLOWING 11 MEMBERS:

4 (I) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED
5 BY THE PRESIDENT OF THE SENATE;

6 (II) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED
7 BY THE SPEAKER OF THE HOUSE;

8 (III) ONE MEMBER APPOINTED BY THE PRESIDENT OF MORGAN
9 STATE UNIVERSITY, TO SERVE AS A LIAISON BETWEEN THE CORPS BOARD, THE
10 PRESIDENT, AND THE BOARD OF REGENTS;

11 (IV) THREE MEMBERS OF THE BOARD OF TRUSTEES OF THE
12 CHESAPEAKE BAY TRUST, APPOINTED BY THE CHAIR OF THE BOARD; AND

13 (V) FIVE MEMBERS APPOINTED BY THE GOVERNOR WITH THE
14 ADVICE AND CONSENT OF THE SENATE, INCLUDING AT LEAST ONE INDIVIDUAL
15 FROM THE NONPROFIT SECTOR WITH A BACKGROUND IN EDUCATION AND STUDENT
16 SERVICE AND ONE WITH A BACKGROUND IN WORKFORCE DEVELOPMENT.

17 (3) IF A REGULATED LOBBYIST IS APPOINTED TO SERVE AS A MEMBER
18 OF THE CORPS BOARD, THE LOBBYIST IS NOT SUBJECT TO:

19 (I) § 5-504(D) OF THE GENERAL PROVISIONS ARTICLE; OR

20 (II) § 5-704(F)(3) OF THE GENERAL PROVISIONS ARTICLE AS A
21 RESULT OF THAT SERVICE.

22 (B) A MEMBER OF THE CORPS BOARD SHALL RESIDE IN THE STATE.

23 (C) IN MAKING APPOINTMENTS TO THE CORPS BOARD, THE GOVERNOR
24 SHALL CONSIDER:

25 (1) DIVERSITY; AND

26 (2) ALL GEOGRAPHIC REGIONS OF THE STATE.

27 (D) A MEMBER OF THE CORPS BOARD:

1 (1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE CORPS
2 BOARD; BUT

3 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
4 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

5 (E) (1) THE TERM OF A MEMBER IS 4 YEARS.

6 (2) THE TERMS OF THE MEMBERS ARE STAGGERED AS REQUIRED BY
7 THE TERMS PROVIDED FOR MEMBERS ON JULY 1, 2022.

8 (3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL
9 A SUCCESSOR IS APPOINTED AND QUALIFIES.

10 (4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES
11 ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND
12 QUALIFIES.

13 (F) THE APPOINTING AUTHORITY MAY REMOVE A MEMBER FOR
14 INCOMPETENCE, MISCONDUCT, OR FAILURE TO PERFORM THE DUTIES OF THE
15 POSITION.

16 (G) (1) THE CORPS BOARD SHALL DETERMINE THE TIMES AND PLACES
17 OF ITS MEETINGS.

18 (2) THE CORPS BOARD MAY ACT WITH AN AFFIRMATIVE VOTE OF SIX
19 MEMBERS.

20 8-1930.

21 (A) FROM AMONG ITS MEMBERS, THE CORPS BOARD SHALL ELECT A CHAIR
22 AND A VICE CHAIR.

23 (B) THE TRUST SHALL PROVIDE STAFF SUPPORT FOR THE CORPS BOARD.

24 8-1931.

25 (A) (1) THE TRUST, IN CONSULTATION WITH THE CORPS BOARD, SHALL
26 MAKE GRANTS TO QUALIFIED ORGANIZATIONS FOR THE CREATION OR EXPANSION
27 OF FULL- AND PART-TIME MARYLAND CLIMATE JUSTICE CORPS PROGRAMS, THAT
28 INVOLVE STUDENTS AND YOUNG ADULTS THROUGHOUT THE STATE, TO CARRY OUT
29 THIS PART.

1 (2) CORPS PROGRAMS SHALL ENGAGE AND DEVELOP STIPEND
2 VOLUNTEERS IN CLIMATE JUSTICE PROJECTS AND CLEAN ENERGY PROJECTS IN
3 COMMUNITIES DISPROPORTIONATELY AFFECTED BY CLIMATE CHANGE.

4 (3) ELIGIBLE CORPS PROGRAM EXPENSES INCLUDE PERSONNEL
5 COSTS, STIPENDS, SUPPLIES, AND OTHER MATERIALS FOR PROJECTS UNDERTAKEN
6 BY CORPS PROGRAM VOLUNTEERS.

7 (B) THE TRUST, IN CONSULTATION WITH THE CORPS BOARD, SHALL
8 DEVELOP GUIDELINES FOR EVALUATING APPLICATIONS FROM QUALIFIED
9 ORGANIZATIONS.

10 (C) THE GUIDELINES DEVELOPED IN ACCORDANCE WITH SUBSECTION (B)
11 OF THIS SECTION SHALL:

12 (1) CONSIDER THE CAPABILITY OF THE QUALIFIED ORGANIZATION
13 TO CARRY OUT CORPS PROGRAMS OR PROJECTS;

14 (2) ENCOURAGE AND CONSIDER MULTIYEAR, MULTIPARTNER
15 PROPOSALS, LOCAL MATCH, COST-SHARING AGREEMENTS, AND IN-KIND MATCH AS
16 FACTORS IN EVALUATING CORPS PROGRAM GRANT APPLICATIONS; AND

17 (3) REQUIRE GRANT APPLICATIONS TO DESCRIBE HOW THE
18 QUALIFYING ORGANIZATION INTENDS TO:

19 (I) ASSESS THE SKILLS OF CORPS PROGRAM VOLUNTEERS;

20 (II) PROVIDE LIFE SKILLS AND WORK SKILLS TRAINING;

21 (III) PROVIDE TRAINING AND EDUCATION, IN ADDITION TO THE
22 TRAINING PROVIDED AS A PART OF THE MAIN CORPS PROGRAM;

23 (IV) DEVELOP, WHERE RELEVANT, AGREEMENTS FOR
24 ACADEMIC STUDY WITH:

25 1. LOCAL EDUCATION AGENCIES;

26 2. COMMUNITY COLLEGES;

27 3. 4-YEAR COLLEGES;

28 4. AREA CHARTER HIGH SCHOOLS AND
29 VOCATIONAL-TECHNICAL SCHOOLS; AND

1 **5. COMMUNITY-BASED ORGANIZATIONS;**

2 **(V) PROVIDE CAREER AND EDUCATIONAL GUIDANCE;**

3 **(VI) RECRUIT PARTICIPANTS WITHOUT HIGH SCHOOL**
4 **DIPLOMAS; AND**

5 **(VII) RECRUIT RETIRED AND SEMIRETIRED SENIORS AND OTHER**
6 **QUALIFIED INDIVIDUALS WITH RELEVANT EXPERIENCE TO TRAIN CORPS PROGRAM**
7 **VOLUNTEERS AND PARTICIPATE IN CORPS PROJECTS BY VOLUNTEERING THEIR**
8 **EXPERIENCE AND SKILLS.**

9 **(D) A GRANT AGREEMENT REGARDING FUNDS FROM THE TRUST SHALL:**

10 **(1) SPECIFY THE ALLOWED USE OF THE FUNDS PROVIDED UNDER**
11 **THE GRANT, INCLUDING ACCOUNTABILITY MEASURES AND PERFORMANCE**
12 **REQUIREMENTS;**

13 **(2) TAKE INTO ACCOUNT THE NEED FOR EFFICIENT MULTIYEAR**
14 **FUNDING AND ADMINISTRATION OF THE FUNDS; AND**

15 **(3) INCLUDE PROVISIONS FOR VERIFICATION THAT CORPS**
16 **PROGRAMS AND PROJECTS ARE BEING IMPLEMENTED AS PLANNED.**

17 **8-1932.**

18 **(A) FOR STIPEND VOLUNTEER PROGRAMS, THE TRUST AND QUALIFIED**
19 **ORGANIZATIONS SHALL PRINCIPALLY RECRUIT INDIVIDUALS FOR A MINIMUM**
20 **6-MONTH COMMITMENT WHO, AT THE TIME OF ENROLLMENT, ARE AT LEAST 18**
21 **YEARS OLD AND NOT MORE THAN 25 YEARS OLD.**

22 **(B) QUALIFIED ORGANIZATIONS MAY NOT UNDERTAKE A PROJECT IF THE**
23 **PROJECT WOULD REPLACE REGULAR WORKERS OR DUPLICATE OR REPLACE AN**
24 **EXISTING SERVICE IN THE SAME LOCALITY.**

25 **(C) A STIPEND VOLUNTEER:**

26 **(1) MAY NOT RECEIVE A SALARY AS A STIPEND VOLUNTEER; BUT**

27 **(2) MAY RECEIVE A STIPEND, AS DETERMINED BY THE TRUST, BASED**
28 **ON THE NEEDS OF THE STIPEND VOLUNTEER AND THE LIMITS OF BUDGETARY**
29 **APPROPRIATIONS.**

1 (D) (1) A STIPEND VOLUNTEER MAY NOT PARTICIPATE IN ANY PARTISAN
2 POLITICAL ACTIVITY WHILE ENGAGED IN THE PERFORMANCE OF DUTIES AS A
3 STIPEND VOLUNTEER.

4 (2) THIS PART IS EFFECTIVE ONLY TO THE EXTENT THAT IT DOES NOT
5 CONFLICT WITH ANY FEDERAL OR STATE LAWS OR REGULATIONS RELATING TO
6 PARTICIPATION IN PARTISAN POLITICAL ACTIVITIES.

7 (3) A STIPEND VOLUNTEER MAY NOT PARTICIPATE IN ANY
8 REGULATORY OR STATUTORY ENFORCEMENT ACTIVITIES WHILE ENGAGED IN THE
9 PERFORMANCE OF DUTIES AS A MEMBER OF THE CORPS PROGRAM.

10 8-1933.

11 (A) THE TRUST SHALL PROVIDE TECHNICAL ASSISTANCE TO QUALIFIED
12 ORGANIZATIONS THAT REQUEST ASSISTANCE.

13 (B) THE TRUST SHALL CONVENE MARYLAND CLIMATE JUSTICE CORPS
14 PROGRAM PARTICIPANTS ON A REGULAR BASIS IN ORDER TO:

15 (1) PROMOTE TEAM BUILDING AMONG THE PARTICIPANTS;

16 (2) DEVELOP AN UNDERSTANDING OF THE OVERALL CORPS
17 PROGRAM PURPOSE;

18 (3) SHARE INFORMATION ABOUT BEST PRACTICES;

19 (4) RECOGNIZE EXCELLENCE; AND

20 (5) PROVIDE TRAINING AND OTHER LEARNING OPPORTUNITIES.

21 (C) IN PROVIDING TRAINING AND TECHNICAL ASSISTANCE, THE TRUST MAY
22 CONTRACT WITH AN ORGANIZATION WITH A PROVEN TRACK RECORD OF
23 DEVELOPING AND SUSTAINING CORPS PROGRAMS, WORKING WITH THE
24 CONSERVATION CORPS MODEL, AND ENGAGING YOUNG PEOPLE FROM
25 DISADVANTAGED BACKGROUNDS.

26 8-1934.

27 (A) THE CORPS PROGRAM'S PROJECTS AND ACTIVITIES SHALL MEET AN
28 IDENTIFIABLE PUBLIC NEED WITHIN A COMMUNITY DISPROPORTIONATELY
29 AFFECTED BY CLIMATE CHANGE, WITH SPECIFIC EMPHASIS ON PROJECTS THAT

1 RESULT IN LONG-TERM REDUCTIONS TO GREENHOUSE GAS EMISSIONS AND
2 IMPROVEMENTS TO PUBLIC HEALTH AND THE ENVIRONMENT.

3 (B) CLIMATE MITIGATION PROJECTS MAY INCLUDE:

4 (1) PROJECTS TO EXPAND URBAN TREE CANOPY, IMPLEMENT GREEN
5 ROOFTOPS, AND TAKE OTHER ACTIONS TO REDUCE URBAN HEAT ISLAND EFFECTS;
6 AND

7 (2) PROJECTS TO IMPROVE ACCESS TO CLEAN, RELIABLE
8 TRANSPORTATION, INCLUDING THROUGH THE EXPANSION OF BIKE TRAILS AND
9 PEDESTRIAN WALKWAYS.

10 (C) CLEAN ENERGY PROJECTS MAY INCLUDE:

11 (1) PROJECTS TO INSTALL RENEWABLE ENERGY SYSTEMS AT
12 LOW-INCOME HOUSEHOLDS AND SCHOOLS, LIBRARIES, AND OTHER PUBLIC
13 BUILDINGS; AND

14 (2) PROJECTS TO UNDERTAKE HOLISTIC RETROFITS OF
15 LOW-INCOME HOUSEHOLDS, INCLUDING WEATHERIZATION AND HEAT PUMP
16 INSTALLATION.

17 8-1935.

18 THE TRUST AND THE CORPS BOARD SHALL SEEK FEDERAL FUNDS AND
19 GRANTS AND DONATIONS FROM PRIVATE SOURCES TO BE MADE TO THE TRUST FOR
20 THE PURPOSE OF LONG-TERM FUNDING OF THE CORPS PROGRAM.

21 8-1936.

22 COLLEGES AND UNIVERSITIES MAY:

23 (1) CONTRACT WITH THE TRUST TO CARRY OUT CORPS PROGRAM
24 WORK;

25 (2) ASSIGN TO THE TRUST RESOURCES TO ASSIST IN ITS CORPS
26 PROGRAM WORK, DEVELOPMENT, AND ACTIVITIES; AND

27 (3) ASSIGN FACULTY AND STAFF TO THE TRUST FOR THE PURPOSE
28 OF CARRYING OUT OR ASSISTING WITH CORPS PROGRAMS.

29 8-1937.

1 (A) IN DEVELOPING ITS PROGRAMS AND SEEKING FEDERAL AND STATE
2 GRANTS, THE TRUST AND THE CORPS BOARD SHALL:

3 (1) COORDINATE ALL EFFORTS WITH THE MARYLAND
4 CONSERVATION CORPS ESTABLISHED IN TITLE 5, SUBTITLE 2 OF THIS ARTICLE TO
5 ENGAGE YOUNG ADULTS IN CONSERVATION SERVICE PROJECTS;

6 (2) COORDINATE ALL EFFORTS WITH THE CIVIC JUSTICE CORPS, AN
7 ADJUNCT PROGRAM OF THE MARYLAND CONSERVATION CORPS, TO ENGAGE YOUTH
8 IN CONSERVATION SERVICE PROJECTS; AND

9 (3) SEEK ASSISTANCE AND ADVICE FROM RELEVANT PUBLIC AND
10 PRIVATE SOURCES.

11 (B) IN DEVELOPING CLEAN ENERGY INFRASTRUCTURE AND EDUCATIONAL
12 PROGRAMS, THE TRUST AND THE CORPS BOARD SHALL SEEK ASSISTANCE FROM
13 AND COOPERATE WITH THE MARYLAND CLEAN ENERGY CENTER UNDER TITLE 10,
14 SUBTITLE 8 OF THE ECONOMIC DEVELOPMENT ARTICLE.

15 (C) IN DEVELOPING ITS VOLUNTEER PROGRAMS, THE TRUST AND THE
16 CORPS BOARD SHALL SEEK ASSISTANCE FROM AND COOPERATE WITH:

17 (1) THE MARYLAND SERVICE CORPS AND THE GOVERNOR'S OFFICE
18 ON SERVICE AND VOLUNTEERISM UNDER TITLE 9.5, SUBTITLE 2 OF THE STATE
19 GOVERNMENT ARTICLE;

20 (2) THE DEPARTMENT OF COMMERCE AND OTHER APPROPRIATE
21 UNITS OF STATE GOVERNMENT AND PRIVATE SECTOR ENTITIES TO DEVELOP
22 OPPORTUNITIES FOR STUDENT PARTICIPATION IN PRIVATE SECTOR ACTIVITIES,
23 SUCH AS INTERNSHIP AND EXTERNSHIP PROGRAMS; AND

24 (3) MORGAN STATE UNIVERSITY AND OTHER INSTITUTIONS OF
25 HIGHER EDUCATION IN THE STATE, TO DEVELOP OPPORTUNITIES FOR COURSE
26 CREDIT ARRANGEMENTS THROUGH WHICH STUDENTS MAY EARN COURSE CREDITS
27 FOR PARTICIPATION IN CORPS PROGRAMS AS AN ALTERNATIVE TO OR IN ADDITION
28 TO PAYMENT OF A STIPEND.

29 8-1938.

30 (A) ON OR BEFORE OCTOBER 1 EACH YEAR, THE TRUST, IN CONSULTATION
31 WITH THE CORPS BOARD SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE
32 WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

1 **(B) THE REPORT SHALL INCLUDE A COMPLETE OPERATING AND FINANCIAL**
2 **STATEMENT COVERING THE OPERATIONS OF THE CORPS BOARD AND A SUMMARY**
3 **OF THE ACTIVITIES OF THE CORPS BOARD DURING THE PRECEDING FISCAL YEAR.**

4 **Article – Public Safety**

5 12-501.

6 (a) In this subtitle the following words have the meanings indicated.

7 (b) “Building” has the meaning stated in the International Building Code.

8 (c) “Department” means the Maryland Department of Labor.

9 (d) (1) “International Building Code” means the first printing of the most
10 recent edition of the International Building Code issued by the International Code Council.

11 (2) “International Building Code” does not include interim amendments or
12 subsequent printings of the most recent edition of the International Building Code.

13 (e) (1) “International Energy Conservation Code” means the first printing of
14 the most recent edition of the International Energy Conservation Code issued by the
15 International Code Council.

16 (2) “International Energy Conservation Code” does not include interim
17 amendments or subsequent printings of the most recent edition of the International Energy
18 Conservation Code.

19 (f) (1) “International Green Construction Code” means the first printing of the
20 most recent edition of the International Green Construction Code issued by the
21 International Code Council.

22 (2) “International Green Construction Code” does not include interim
23 amendments or subsequent printings of the most recent edition of the International Green
24 Construction Code.

25 (g) “Local jurisdiction” means the county or municipal corporation that is
26 responsible for implementation and enforcement of the Standards under this subtitle.

27 (h) “Standards” means the Maryland Building Performance Standards.

28 (i) “Structure” has the meaning stated in the International Building Code.

29 12-503.

(a) (1) The Department shall adopt by regulation, as the Maryland Building Performance Standards, the International Building Code, including the International Energy Conservation Code, with the modifications incorporated by the Department under subsection (b) of this section.

(2) The Department shall adopt each subsequent version of the Standards within 18 months after it is issued.

(b) (1) Before adopting each version of the Standards, the Department shall:

(i) review the International Building Code to determine whether modifications should be incorporated in the Standards;

(ii) consider changes to the International Building Code to enhance energy conservation and efficiency;

(iii) subject to the provisions of paragraph (2)(ii) of this subsection, adopt modifications to the Standards that allow any innovative approach, design, equipment, or method of construction that can be demonstrated to offer performance that is at least the equivalent to the requirements of:

1. the International Energy Conservation Code;

2. Chapter 13, "Energy Efficiency", of the International Building Code; or

3. Chapter 11, "Energy Efficiency", of the International Residential Code;

(iv) accept written comments;

(v) consider any comments received; and

(vi) hold a public hearing on each proposed modification.

(2) (i) Except as provided in subparagraph (ii) of this paragraph and § 12-510 of this subtitle, the Department may not adopt, as part of the Standards, a modification of a building code requirement that is more stringent than the requirement in the International Building Code.

(ii) The Department may adopt energy conservation requirements that are more stringent than the requirements in the International Energy Conservation Code, but may not adopt energy conservation requirements that are less stringent than the requirements in the International Energy Conservation Code.

(3) (I) ON OR BEFORE JANUARY 1, 2023, THE DEPARTMENT SHALL ADOPT, AS PART OF THE STANDARDS:

1 1. SUBJECT TO SUBPARAGRAPH (II) OF THIS
2 PARAGRAPH, A REQUIREMENT THAT NEW BUILDINGS MEET ALL WATER AND SPACE
3 HEATING DEMAND WITHOUT THE USE OF FOSSIL FUELS; AND

4 2. ELECTRIC-READY STANDARDS TO ENSURE THAT NEW
5 BUILDINGS ARE READY FOR:

6 A. THE INSTALLATION OF SOLAR ENERGY SYSTEMS;

7 B. THE INSTALLATION OF ELECTRIC VEHICLE CHARGING
8 EQUIPMENT; AND

9 C. BUILDING-GRID INTERACTION.

10 (ii) 1. A LOCAL JURISDICTION MAY GRANT A VARIANCE
11 FROM THE REQUIREMENTS OF SUBPARAGRAPH (I)1 OF THIS PARAGRAPH FOR A
12 BUILDING ONLY IF THE LOCAL JURISDICTION DETERMINES, IN ACCORDANCE WITH
13 A COST-EFFECTIVENESS TEST DEVELOPED BY THE DEPARTMENT, THAT THE
14 INCREMENTAL COST OF CONSTRUCTING THE BUILDING TO COMPLY WITH THE
15 REQUIREMENTS WOULD BE GREATER THAN THE SOCIAL COST OF THE GREENHOUSE
16 GASES THAT WOULD BE REDUCED BY COMPLYING WITH THE REQUIREMENTS.

17 2. THE COST-EFFECTIVENESS TEST DEVELOPED BY THE
18 DEPARTMENT UNDER THIS SUBPARAGRAPH SHALL:

19 A. FOR THE PURPOSE OF CALCULATING THE SOCIAL
20 COST OF GREENHOUSE GASES, USE EITHER THE RATE ADOPTED BY THE
21 DEPARTMENT OF THE ENVIRONMENT OR THE RATE ADOPTED BY THE UNITED
22 STATES ENVIRONMENTAL PROTECTION AGENCY, WHICHEVER IS GREATER; AND

23 B. ACCOUNT FOR PROJECTED UTILITY COST RATES AND
24 EMISSIONS RATES BASED ON THE MOST RECENT FINAL GREENHOUSE GAS
25 EMISSIONS REDUCTION PLAN ADOPTED UNDER § 2-1205 OF THE ENVIRONMENT
26 ARTICLE.

27 3. A BUILDING THAT RECEIVES A VARIANCE IN
28 ACCORDANCE WITH THE COST-EFFECTIVENESS TEST DEVELOPED UNDER THIS
29 SUBPARAGRAPH SHALL STILL BE REQUIRED TO COMPLY WITH ELECTRIC-READY
30 STANDARDS ADOPTED UNDER SUBPARAGRAPH (I)2 OF THIS PARAGRAPH.

31 (c) The Standards apply to each building or structure in the State for which a
32 building permit application is received by a local jurisdiction on or after August 1, 1995.

(d) In addition to the Standards, the Department [may] **SHALL:**

(1) **ON OR BEFORE JANUARY 1, 2023**, adopt by regulation the **2018** International Green Construction Code; **AND**

(2) **ADOPT EACH SUBSEQUENT VERSION OF THE CODE WITHIN 18 MONTHS AFTER IT IS ISSUED.**

12-505.

(a) (i) Each local jurisdiction shall implement and enforce the most current version of the Standards and any local amendments to the Standards.

(ii) Any modification of the Standards adopted by the State after December 31, 2009, shall be implemented and enforced by a local jurisdiction no later than 12 months after the modifications are adopted by the State.

Article – Public Utilities

7-211.

(g) (1) Except as provided in subsection (e) of this section, on or before December 31, 2008, by regulation or order, the Commission shall:

(i) to the extent that the Commission determines that cost-effective energy efficiency and conservation programs and services are available, for each affected class, require each electric company to procure or provide for its electricity customers cost-effective energy efficiency and conservation programs and services with projected and verifiable electricity savings that are designed to achieve a targeted reduction of at least 5% by the end of 2011 and 10% by the end of 2015 of per capita electricity consumed in the electric company's service territory during 2007; and

(ii) require each electric company to implement a cost-effective demand response program in the electric company's service territory that is designed to achieve a targeted reduction of at least 5% by the end of 2011, 10% by the end of 2013, and 15% by the end of 2015, in per capita peak demand of electricity consumed in the electric company's service territory during 2007.

(2) (i) Except as provided in subsection (e) of this section, for the duration of the [2018-2020 and] 2021-2023 **AND 2024-2026** program cycles, by regulation or order, the Commission shall, to the extent that the Commission determines that cost-effective energy efficiency and conservation programs and services are available, for each affected class, require each electric company to procure or provide for its electricity customers cost-effective energy efficiency and conservation programs and services with projected and verifiable electricity savings that are designed on a trajectory to achieve a targeted annual incremental gross energy savings of at least [2.0% per year, calculated as

1 a percentage of the electric company's 2016 weather-normalized gross retail sales and
2 electricity losses] **THE FOLLOWING ANNUAL PERCENTAGES, CALCULATED AS A**
3 **PERCENTAGE OF THE ELECTRIC COMPANY'S 2016 WEATHER-NORMALIZED GROSS**
4 **RETAIL SALES AND ELECTRICITY LOSSES:**

5 1. **2.25% PER YEAR IN 2024 AND 2025;**

6 2. **2.5% IN 2026; AND**

7 3. **2.75% PER YEAR IN 2027 AND THEREAFTER.**

8 (ii) The savings trajectory shall use the approved 2016 plans
9 submitted under subsection (h)(2) of this section as a baseline for an incremental increase
10 of a rate of .20% per year until the minimum [2.0% per year] savings rate **SPECIFIED IN**
11 **SUBPARAGRAPH (I) OF THIS PARAGRAPH** is achieved.

12 (iii) The gross retail sales against which the savings are measured
13 shall:

14 1. reflect sales associated with customer classes served by
15 utility-administered programs only; and

16 2. be updated by the Commission for each plan submitted
17 under subsection (h)(2) of this section.

18 (iv) The targeted annual incremental gross energy savings shall be
19 achieved based on the 3-year average of an electric company's plan submitted under
20 subsection (h)(2) of this section.

21 **Article – State Finance and Procurement**

22 3-602.1.

23 (a) (1) In this section the following words have the meanings indicated.

24 (2) "High performance building" means a building that:

25 (i) 1. A. [meets or exceeds the current] **ACHIEVES AT**
26 **LEAST A SILVER RATING ACCORDING TO THE MOST RECENT** version of the U.S. Green
27 Building Council's LEED (Leadership in Energy and Environmental Design) Green
28 Building Rating System [Silver rating]; **OR**

29 B. **IS A SCHOOL OR PUBLIC SAFETY BUILDING THAT**
30 **ACHIEVES AT LEAST A CERTIFIED RATING ACCORDING TO THE MOST RECENT**
31 **VERSION OF THE U.S. GREEN BUILDING COUNCIL'S LEED GREEN BUILDING**
32 **RATING SYSTEM AND, BASED ON THE BUILDING'S LOCATION, ACHIEVES 5 POINTS**

1 OR FEWER IN THE COMBINED CREDITS FOR ACCESS TO QUALITY TRANSIT AND
2 SURROUNDING DENSITY AND DIVERSE USES;

3 [(ii)] 2. Achieves at least a comparable numeric rating according
4 to a nationally recognized, accepted, and appropriate numeric sustainable development
5 rating system, guideline, or standard approved by the Secretaries of Budget and
6 Management and General Services; or

7 [(iii)] 3. Complies with a nationally recognized and accepted green
8 building code, guideline, or standard reviewed and recommended by the Maryland Green
9 Building Council and approved by the Secretaries of Budget and Management and General
10 Services; AND

11 (II) 1. MEETS OR EXCEEDS THE CURRENT REQUIREMENTS
12 FOR CERTIFICATION UNDER THE U.S. GREEN BUILDING COUNCIL'S LEED
13 (LEADERSHIP IN ENERGY AND ENVIRONMENTAL DESIGN) ZERO ENERGY
14 PROGRAM; OR

15 2. ACHIEVES A NET-ZERO ENERGY BALANCE IN
16 ACCORDANCE WITH STANDARDS OR GUIDELINES RECOMMENDED BY THE
17 MARYLAND GREEN BUILDING COUNCIL AND APPROVED BY THE SECRETARY OF
18 BUDGET AND MANAGEMENT AND THE SECRETARY OF GENERAL SERVICES.

19 (3) "Major renovation" means the renovation of a building where:

20 (i) the building shell is to be reused for the new construction;

21 (ii) the heating, ventilating, and air conditioning (HVAC), electrical,
22 and plumbing systems are to be replaced; and

23 (iii) the scope of the renovation is 7,500 square feet or greater.

24 (b) It is the intent of the General Assembly that, to the extent practicable:

25 (1) the State shall employ green building technologies when constructing
26 or renovating a State building not subject to this section; and

27 (2) high performance buildings shall meet the criteria and standards
28 established under the "High Performance Green Building Program" adopted by the
29 Maryland Green Building Council.

30 (c) (1) This subsection applies to:

31 (i) capital projects [that are funded solely] FOR WHICH AT LEAST
32 25% OF THE PROJECT COSTS ARE FUNDED with State funds; and

(ii) community college capital projects that receive State funds.

(2) Except as provided in subsections (d) and (e) of this section, if a capital project includes the construction or major renovation of a building that is 7,500 square feet or greater, the building shall be constructed or renovated to be a high performance building.

(d) The following types of unoccupied buildings are not required to be constructed or renovated to be high performance buildings:

(1) warehouse and storage facilities;

(2) garages;

(3) maintenance facilities;

(4) transmitter buildings;

(5) pumping stations; and

(6) other similar types of buildings, as determined by the Department.

(e) (1) The Department of Budget and Management and the Department of General Services shall jointly establish a process to allow a unit of State government or a community college to obtain a waiver from complying with subsection (c) of this section.

(2) The waiver process shall:

(i) include a review by the Maryland Green Building Council established under § 4-809 of this article, to determine if the use of a high performance building in a proposed capital project is not practicable; and

(ii) require the approval of a waiver by the Secretaries of Budget and Management, General Services, and Transportation.

4-809.

(f) The Maryland Green Building Council shall:

(1) evaluate current high performance building technologies;

(2) provide recommendations concerning the most cost-effective green building technologies that the State might consider requiring in the construction of State facilities, including consideration of the additional cost associated with the various technologies;

(3) provide recommendations concerning how to expand green building in the State;

(4) develop a list of building types for which green building technologies should not be applied, taking into consideration the operational aspects of facilities evaluated, and the utility of a waiver process where appropriate;

(5) establish a process for receiving public input; [and]

[(6) develop guidelines for new public school buildings to achieve the equivalent of the current version of the U.S. Green Building Council's LEED (Leadership in Energy and Environmental Design) Green Building Rating System Silver rating or a comparable rating system or building code as authorized in § 3-602.1 of this article without requiring an independent certification that the buildings have achieved the required standards.]

(6) ENSURE THAT STATE BUILDINGS, PUBLIC SCHOOLS, AND COMMUNITY COLLEGES THAT ARE REQUIRED TO MEET THE HIGH PERFORMANCE BUILDING REQUIREMENTS UNDER § 3-602.1 OF THIS ARTICLE OR § 5-312 OF THE EDUCATION ARTICLE MEET THOSE REQUIREMENTS; AND

(7) DEVELOP GUIDELINES FOR EVALUATING THE ENERGY BALANCE AND ACHIEVING A NET-ZERO ENERGY BALANCE IN BUILDINGS SUBJECT TO § 3-602.1 OF THIS ARTICLE.

4-810.

(A) IN THIS SECTION, "LOW-CARBON RENEWABLE ENERGY SOURCE" MEANS:

(1) SOLAR ENERGY, INCLUDING ENERGY FROM PHOTOVOLTAIC TECHNOLOGIES AND SOLAR WATER HEATING SYSTEMS;

(2) WIND;

(3) GEOTHERMAL, INCLUDING ENERGY GENERATED THROUGH GEOTHERMAL EXCHANGE FROM OR THERMAL ENERGY AVOIDED BY, GROUNDWATER OR A SHALLOW GROUND SOURCE;

(4) OCEAN, INCLUDING ENERGY FROM WAVES, TIDES, CURRENTS, AND THERMAL DIFFERENCES; AND

(5) HYDROELECTRIC POWER OTHER THAN PUMP STORAGE GENERATION.

(B) ON OR BEFORE JANUARY 1, 2030, EACH PRIMARY PROCUREMENT UNIT SHALL ENSURE THAT AT LEAST 75% OF THE ELECTRICITY SUPPLY PROCURED BY THE UNIT FOR USE IN STATE FACILITIES IS DERIVED FROM LOW-CARBON RENEWABLE ENERGY SOURCES.

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

144. the Health Equity Resource Community Reserve Fund;
[and]

145. the Access to Counsel in Evictions Special Fund;

146. THE NET-ZERO SCHOOL GRANT FUND; AND

147. THE CLIMATE CATALYTIC CAPITAL FUND.

14–418.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “HYBRID VEHICLE” MEANS AN AUTOMOBILE THAT CAN DRAW PROPULSION ENERGY FROM BOTH OF THE FOLLOWING SOURCES OF STORED ENERGY:

(I) GASOLINE OR DIESEL FUEL; AND

(II) A RECHARGEABLE ENERGY STORAGE SYSTEM.

(3) “LIGHT-DUTY VEHICLE” MEANS A VEHICLE WITH A GROSS WEIGHT OF 8,500 POUNDS OR LESS.

(4) “PASSENGER CAR” HAS THE MEANING STATED IN § 11–144.2 OF THE TRANSPORTATION ARTICLE.

1 (5) "ZERO-EMISSION VEHICLE" HAS THE MEANING STATED IN §
2 23-206.4 OF THE TRANSPORTATION ARTICLE.

3 (B) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT:

4 (1) PASSENGER CARS IN THE STATE VEHICLE FLEET BE
5 ZERO-EMISSION VEHICLES BY 2030; AND

6 (2) OTHER LIGHT-DUTY VEHICLES IN THE STATE VEHICLE FLEET BE
7 ZERO-EMISSION VEHICLES BY 2036.

8 (C) THIS SECTION DOES NOT APPLY TO THE PURCHASE OF VEHICLES:

9 (1) THAT HAVE SPECIAL PERFORMANCE REQUIREMENTS NECESSARY
10 FOR THE PROTECTION AND WELFARE OF THE PUBLIC; OR

11 (2) BY THE DEPARTMENT OF TRANSPORTATION OR THE MARYLAND
12 TRANSIT ADMINISTRATION THAT WILL BE USED TO PROVIDE PARATRANSIT
13 SERVICE.

14 (D) SUBJECT TO THE AVAILABILITY OF FUNDING, THE STATE SHALL
15 ENSURE THAT:

16 (1) (I) IN FISCAL YEAR 2023, AT LEAST 25% OF PASSENGER CARS
17 PURCHASED FOR THE STATE VEHICLE FLEET ARE ZERO-EMISSION VEHICLES;

18 (II) IN FISCAL YEARS 2024 AND 2025, AT LEAST 40% OF
19 PASSENGER CARS PURCHASED FOR THE STATE VEHICLE FLEET ARE
20 ZERO-EMISSION VEHICLES;

21 (III) IN FISCAL YEAR 2026, AT LEAST 75% OF PASSENGER CARS
22 PURCHASED FOR THE STATE VEHICLE FLEET ARE ZERO-EMISSION VEHICLES;

23 (IV) BEGINNING IN FISCAL YEAR 2027, 100% OF PASSENGER
24 CARS PURCHASED FOR THE STATE VEHICLE FLEET ARE ZERO-EMISSION VEHICLES;
25 AND

26 (V) BEGINNING IN FISCAL YEAR 2024, ANY PASSENGER CAR
27 PURCHASED FOR THE STATE VEHICLE FLEET THAT IS NOT A ZERO-EMISSION
28 VEHICLE IS A HYBRID VEHICLE; AND

29 (2) (I) IN FISCAL YEARS 2028 THROUGH 2030, INCLUSIVE, AT
30 LEAST 25% OF ALL OTHER LIGHT-DUTY VEHICLES PURCHASED FOR THE STATE
31 VEHICLE FLEET ARE ZERO-EMISSION VEHICLES;

(II) IN FISCAL YEARS 2031 AND 2032, AT LEAST 50% OF ALL OTHER LIGHT-DUTY VEHICLES PURCHASED FOR THE STATE VEHICLE FLEET ARE ZERO-EMISSION VEHICLES; AND

(III) BEGINNING IN FISCAL YEAR 2033, 100% OF ALL OTHER LIGHT-DUTY VEHICLES PURCHASED FOR THE STATE VEHICLE FLEET ARE ZERO-EMISSION VEHICLES.

(E) THE DEPARTMENT SHALL ENSURE THE DEVELOPMENT OF CHARGING INFRASTRUCTURE TO SUPPORT THE OPERATION OF ZERO-EMISSION VEHICLES IN THE STATE VEHICLE FLEET.

(F) (1) ON OR BEFORE DECEMBER 1 EACH YEAR, THE CHIEF PROCUREMENT OFFICER SHALL SUBMIT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, AN ANNUAL REPORT THAT INCLUDES, FOR THE IMMEDIATELY PRECEDING FISCAL YEAR:

(I) THE TOTAL NUMBER OF PASSENGER CARS AND OTHER LIGHT-DUTY VEHICLES PURCHASED BY EACH UNIT;

(II) THE NUMBER OF ZERO-EMISSION PASSENGER CARS AND OTHER LIGHT-DUTY VEHICLES PURCHASED BY EACH UNIT;

(III) THE CURRENT PERCENTAGE OF PASSENGER CARS AND OTHER LIGHT-DUTY VEHICLES IN THE STATE VEHICLE FLEET THAT ARE ZERO-EMISSION VEHICLES;

(IV) ANY OPERATIONAL SAVINGS ASSOCIATED WITH THE PURCHASE AND OPERATION OF ZERO-EMISSION VEHICLES; AND

(V) AN EVALUATION OF THE CHARGING INFRASTRUCTURE THAT EXISTS TO SUPPORT THE OPERATION OF ZERO-EMISSION VEHICLES IN THE STATE VEHICLE FLEET.

(2) EACH UNIT SHALL COOPERATE WITH THE CHIEF PROCUREMENT OFFICER IN THE COLLECTION AND REPORTING OF THE INFORMATION REQUIRED UNDER THIS SUBSECTION.

Article – State Government

9-2010.

1 (A) IN THIS SECTION, "FUND" MEANS THE NET-ZERO SCHOOL GRANT
2 FUND.

3 (B) THERE IS A NET-ZERO SCHOOL GRANT FUND.

4 (C) THE PURPOSE OF THE FUND IS TO ASSIST LOCAL SCHOOL SYSTEMS TO
5 COVER THE COST DIFFERENCE BETWEEN MEETING THE BASIC HIGH PERFORMANCE
6 BUILDING REQUIREMENTS AND THE NET-ZERO ENERGY REQUIREMENTS UNDER §
7 3-602.1 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

8 (D) THE ADMINISTRATION SHALL ADMINISTER THE FUND.

9 (E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT
10 SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

11 (2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY,
12 AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

13 (F) THE FUND CONSISTS OF:

14 (1) ANY FEDERAL MONEY ALLOCATED TO THE STATE FOR THE
15 PURPOSE OF CONSTRUCTING NET-ZERO ENERGY SCHOOL BUILDINGS;

16 (2) MONEY ALLOCATED TO THE FUND IN THE STATE BUDGET; AND

17 (3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR
18 THE BENEFIT OF THE FUND.

19 (G) (1) THE FUND MAY BE USED ONLY FOR PROVIDING LOCAL SCHOOL
20 SYSTEMS WITH GRANTS OF UP TO \$3,000,000 TO COVER THE COST DIFFERENCE
21 BETWEEN MEETING THE HIGH PERFORMANCE BUILDING REQUIREMENTS AND THE
22 NET-ZERO ENERGY REQUIREMENTS UNDER § 3-602.1 OF THE STATE FINANCE AND
23 PROCUREMENT ARTICLE.

24 (2) THE ADMINISTRATION SHALL DEVELOP GUIDELINES AND
25 REPORTING REQUIREMENTS FOR LOCAL SCHOOL SYSTEMS TO RECEIVE
26 GRANTS UNDER PARAGRAPH (1) OF THIS SUBSECTION.

27 (H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND
28 IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

29 (2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO
30 THE FUND.

1 (I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE
2 WITH THE STATE BUDGET.

3 (J) MONEY EXPENDED FROM THE FUND IS SUPPLEMENTAL TO AND IS NOT
4 INTENDED TO TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE
5 APPROPRIATED TO ASSIST LOCAL SCHOOL SYSTEMS WITH SCHOOL CONSTRUCTION
6 COSTS.

7 (K) FOR EACH FISCAL YEAR FROM FISCAL YEAR 2024 THROUGH 2032,
8 INCLUSIVE, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN
9 APPROPRIATION OF \$12,000,000 TO THE FUND.

10 9-2011.

11 (A) IN THIS SECTION, "HUB" MEANS THE CLIMATE TRANSITION AND CLEAN
12 ENERGY HUB.

13 (B) THERE IS A CLIMATE TRANSITION AND CLEAN ENERGY HUB IN THE
14 ADMINISTRATION.

15 (C) THE PURPOSE OF THE HUB IS TO SERVE AS A CLEARINGHOUSE FOR
16 INFORMATION ON ADVANCED TECHNOLOGY AND ARCHITECTURAL SOLUTIONS TO
17 REDUCE GREENHOUSE GAS EMISSIONS FROM THE BUILDING SECTOR.

18 (D) THE HUB SHALL PROVIDE TECHNICAL ASSISTANCE TO PUBLIC AND
19 PRIVATE ENTITIES TO ACHIEVE GREENHOUSE GAS EMISSIONS REDUCTIONS AND
20 COMPLY WITH STATE AND LOCAL ENERGY EFFICIENCY AND ELECTRIFICATION
21 REQUIREMENTS, INCLUDING:

22 (1) NET-ZERO ENERGY REQUIREMENTS FOR PUBLIC SCHOOL
23 BUILDINGS ESTABLISHED UNDER § 5-312 OF THE EDUCATION ARTICLE;

24 (2) BUILDING EMISSIONS STANDARDS FOR COVERED COMMERCIAL
25 AND MULTIFAMILY RESIDENTIAL BUILDINGS ESTABLISHED UNDER TITLE 2,
26 SUBTITLE 16 OF THE ENVIRONMENT ARTICLE;

27 (3) THE MARYLAND BUILDING PERFORMANCE STANDARDS AND
28 LOCAL AMENDMENTS TO THE STANDARDS ESTABLISHED UNDER TITLE 12,
29 SUBTITLE 5 OF THE PUBLIC SAFETY ARTICLE; AND

30 (4) HIGH PERFORMANCE BUILDING REQUIREMENTS FOR
31 STATE-FUNDED BUILDINGS ESTABLISHED UNDER § 3-602.1 OF THE STATE
32 FINANCE AND PROCUREMENT ARTICLE.

Article – Tax – Property

7–237.

(a) Except as provided in subsection (b) of this section, personal property is exempt from property tax if the property is machinery or equipment used to generate:

(1) electricity or steam for sale; or

(2) hot or chilled water for sale that is used to heat or cool a building.

(b) Subject to § 7–514 of this title, **AND EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION**, personal property that is machinery or equipment described in subsection (a) of this section is subject to county or municipal corporation property tax on:

(1) 75% of its value for the taxable year beginning July 1, 2000; and

(2) 50% of its value for the taxable year beginning July 1, 2001 and each subsequent taxable year.

(C) PERSONAL PROPERTY IS EXEMPT FROM COUNTY OR MUNICIPAL CORPORATION PROPERTY TAX IF THE PROPERTY IS MACHINERY OR EQUIPMENT THAT:

(1) **IS INSTALLED ON ROOFTOPS, PARKING LOTS, ROADWAYS, OR BROWNFIELDS SITES; AND**

(2) **IS PART OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM, AS DEFINED IN § 7–306.2 OF THE PUBLIC UTILITIES ARTICLE, THAT SERVES MORE THAN 51% OF KILOWATT-HOUR OUTPUT TO LOW- OR MODERATE-INCOME CUSTOMERS, AS DEFINED IN REGULATIONS OF THE PUBLIC SERVICE COMMISSION.**

SECTION 5. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Environment

2–1602.

(A) THE DEPARTMENT SHALL DEVELOP BUILDING EMISSIONS STANDARDS THAT ACHIEVE:

(1) **FOR COVERED BUILDINGS OWNED BY THE STATE:**

1 (I) A 50% REDUCTION IN NET GREENHOUSE GAS EMISSIONS ON
2 OR BEFORE JANUARY 1, 2030; AND

3 (II) NET-ZERO GREENHOUSE GAS EMISSIONS ON OR BEFORE
4 JANUARY 1, 2035; AND

5 (2) FOR COVERED BUILDINGS NOT OWNED BY THE STATE:

6 (I) A 20% REDUCTION IN NET GREENHOUSE GAS EMISSIONS ON
7 OR BEFORE JANUARY 1, 2030;

8 (II) A 40% REDUCTION IN NET GREENHOUSE GAS EMISSIONS ON
9 OR BEFORE JANUARY 1, 2035; AND

10 (III) NET-ZERO EMISSIONS ON OR BEFORE JANUARY 1, 2040.

11 (B) TO FACILITATE THE DEVELOPMENT OF BUILDING EMISSIONS
12 STANDARDS UNDER THIS SECTION, THE DEPARTMENT SHALL REQUIRE THE
13 OWNERS OF COVERED BUILDINGS TO MEASURE AND REPORT DIRECT EMISSIONS TO
14 THE DEPARTMENT ANNUALLY BEGINNING IN 2025.

15 (C) (1) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT
16 THIS SECTION.

17 (2) REGULATIONS ADOPTED UNDER THIS SECTION SHALL:

18 (I) PROVIDE MAXIMUM FLEXIBILITY TO THE OWNERS OF
19 COVERED BUILDINGS TO COMPLY WITH BUILDING EMISSIONS STANDARDS;

20 (II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,
21 INCLUDE AN ALTERNATIVE COMPLIANCE PATHWAY ALLOWING THE OWNER OF A
22 COVERED BUILDING TO PAY A FEE FOR BUILDING EMISSIONS THAT EXCEED THE
23 BUILDING EMISSIONS STANDARDS; AND

24 (III) TO THE EXTENT AUTHORIZED BY LAW, INCLUDE FINANCIAL
25 INCENTIVES RECOMMENDED BY THE BUILDING ENERGY TRANSITION
26 IMPLEMENTATION TASK FORCE.

27 (3) THE DEPARTMENT MAY NOT SET AN ALTERNATIVE COMPLIANCE
28 FEE THAT IS LESS THAN THE SOCIAL COST OF GREENHOUSE GASES ADOPTED BY THE
29 DEPARTMENT OR THE U.S. ENVIRONMENTAL PROTECTION AGENCY.

30 SECTION 6. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
31 as follows:

Article – Environment

2-1602.

(A) THE DEPARTMENT SHALL DEVELOP BUILDING EMISSIONS STANDARDS THAT ACHIEVE:

(1) FOR COVERED BUILDINGS OWNED BY THE STATE:

(I) A 50% REDUCTION IN NET GREENHOUSE GAS EMISSIONS ON OR BEFORE JANUARY 1, 2030; AND

(II) NET-ZERO GREENHOUSE GAS EMISSIONS ON OR BEFORE JANUARY 1, 2035; AND

(2) FOR COVERED BUILDINGS NOT OWNED BY THE STATE:

(I) A 20% REDUCTION IN NET GREENHOUSE GAS EMISSIONS ON OR BEFORE JANUARY 1, 2030; AND

(II) A 40% REDUCTION IN NET GREENHOUSE GAS EMISSIONS ON OR BEFORE JANUARY 1, 2035.

(B) TO FACILITATE THE DEVELOPMENT OF BUILDING EMISSIONS STANDARDS UNDER THIS SECTION, THE DEPARTMENT SHALL REQUIRE THE OWNERS OF COVERED BUILDINGS TO MEASURE AND REPORT DIRECT EMISSIONS TO THE DEPARTMENT ANNUALLY BEGINNING IN 2025.

(C) (1) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SECTION.

(2) REGULATIONS ADOPTED UNDER THIS SECTION SHALL:

(I) PROVIDE MAXIMUM FLEXIBILITY TO THE OWNERS OF COVERED BUILDINGS TO COMPLY WITH BUILDING EMISSIONS STANDARDS;

(II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, INCLUDE AN ALTERNATIVE COMPLIANCE PATHWAY ALLOWING THE OWNER OF A COVERED BUILDING TO PAY A FEE FOR BUILDING EMISSIONS THAT EXCEED THE BUILDING EMISSIONS STANDARDS; AND

1 (III) TO THE EXTENT AUTHORIZED BY LAW, INCLUDE FINANCIAL
2 INCENTIVES RECOMMENDED BY THE BUILDING ENERGY TRANSITION
3 IMPLEMENTATION TASK FORCE.

4 (3) THE DEPARTMENT MAY NOT SET AN ALTERNATIVE COMPLIANCE
5 FEE THAT IS LESS THAN THE SOCIAL COST OF GREENHOUSE GASES ADOPTED BY THE
6 DEPARTMENT OR THE U.S. ENVIRONMENTAL PROTECTION AGENCY.

7 SECTION 7. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
8 as follows:

9 Article – Environment

10 2-1603.

11 (A) THERE IS A BUILDING ENERGY TRANSITION IMPLEMENTATION TASK
12 FORCE.

13 (B) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:

14 (1) THE SECRETARY, OR THE SECRETARY'S DESIGNEE;

15 (2) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT,
16 OR THE SECRETARY'S DESIGNEE;

17 (3) THE SECRETARY OF GENERAL SERVICES, OR THE SECRETARY'S
18 DESIGNEE;

19 (4) THE DIRECTOR OF THE MARYLAND ENERGY ADMINISTRATION,
20 OR THE DIRECTOR'S DESIGNEE;

21 (5) THE CHAIR OF THE PUBLIC SERVICE COMMISSION, OR THE
22 CHAIR'S DESIGNEE;

23 (6) THE PEOPLE'S COUNSEL, OR THE PEOPLE'S COUNSEL'S
24 DESIGNEE;

25 (7) THE EXECUTIVE DIRECTOR OF THE MARYLAND CLEAN ENERGY
26 CENTER, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

27 (8) THE CHAIR OF THE MARYLAND GREEN BUILDING COUNCIL, OR
28 THE CHAIR'S DESIGNEE;

29 (9) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE

1 **SPEAKER OF THE HOUSE;**

2 **(10) ONE MEMBER OF THE SENATE, APPOINTED BY THE PRESIDENT**
3 **OF THE SENATE; AND**

4 **(11) THE FOLLOWING MEMBERS, APPOINTED BY THE GOVERNOR:**

5 **(I) ONE REPRESENTATIVE FROM A NONPROFIT OR**
6 **PROFESSIONAL ORGANIZATION THAT ADVOCATES FOR ENERGY-EFFICIENT**
7 **BUILDINGS OR A LOW-CARBON-BUILT ENVIRONMENT;**

8 **(II) ONE REPRESENTATIVE FROM A BUSINESS THAT PROVIDES**
9 **ENERGY EFFICIENCY OR RENEWABLE ENERGY SERVICES TO LARGE BUILDINGS OR**
10 **AFFORDABLE HOUSING IN MARYLAND;**

11 **(III) ONE REPRESENTATIVE WHO IS AN ARCHITECT WITH**
12 **EXPERIENCE PLANNING MODIFICATIONS TO EXISTING BUILDINGS TO ACHIEVE**
13 **GREENHOUSE GAS EMISSIONS REDUCTIONS;**

14 **(IV) ONE REPRESENTATIVE WHO IS A MECHANICAL,**
15 **ELECTRICAL, OR PLUMBING ENGINEER OR COMMISSIONING AGENT WITH**
16 **EXPERIENCE IN MODIFYING OR REPLACING SYSTEMS IN ORDER TO ACHIEVE**
17 **GREENHOUSE GAS EMISSIONS REDUCTIONS;**

18 **(V) ONE REPRESENTATIVE OF THE APARTMENT AND OFFICE**
19 **BUILDING ASSOCIATION;**

20 **(VI) ONE REPRESENTATIVE WHO IS AN AFFORDABLE HOUSING**
21 **DEVELOPER;**

22 **(VII) ONE REPRESENTATIVE WHO IS A FACILITIES OR PROPERTY**
23 **MANAGER FOR AN APARTMENT BUILDING;**

24 **(VIII) ONE REPRESENTATIVE WHO IS A FACILITIES OR PROPERTY**
25 **MANAGER FOR A COMMERCIAL BUILDING;**

26 **(IX) ONE REPRESENTATIVE OF A FINANCIAL INSTITUTION; AND**

27 **(X) ONE REPRESENTATIVE OF A PRIVATE EQUITY FIRM.**

28 **(C) THE SECRETARY SHALL DESIGNATE THE CHAIR OF THE TASK FORCE.**

29 **(D) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE TASK FORCE.**

1 **(E) A MEMBER OF THE TASK FORCE:**

2 **(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE TASK**
3 **FORCE; BUT**

4 **(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE**
5 **STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.**

6 **(F) (1) THE TASK FORCE SHALL:**

7 **(I) STUDY AND MAKE RECOMMENDATIONS REGARDING THE**
8 **DEVELOPMENT OF COMPLEMENTARY PROGRAMS, POLICIES, AND INCENTIVES**
9 **AIMED AT REDUCING GREENHOUSE GAS EMISSIONS FROM THE BUILDING SECTOR IN**
10 **ACCORDANCE WITH THIS SUBTITLE; AND**

11 **(II) DEVELOP A PLAN FOR FUNDING THE RETROFIT OF**
12 **COVERED BUILDINGS TO COMPLY WITH BUILDING EMISSIONS STANDARDS.**

13 **(2) THE PLAN DEVELOPED UNDER THIS SUBSECTION MAY INCLUDE**
14 **RECOMMENDATIONS RELATED TO:**

15 **(I) THE CREATION OF COMMERCIAL TAX CREDITS OR DIRECT**
16 **SUBSIDY PAYMENTS FOR BUILDING DECARBONIZATION PROJECTS;**

17 **(II) THE CREATION OF FINANCIAL INCENTIVES THROUGH**
18 **EMPOWER AND OTHER STATE PROGRAMS TO SUPPORT ALL ASPECTS OF THE**
19 **TRANSITION TO ELECTRIFIED BUILDINGS;**

20 **(III) THE ESTABLISHMENT OF LOW-INCOME HOUSEHOLD**
21 **HOLISTIC RETROFIT TARGETS AND HEAT PUMP SALES TARGETS; AND**

22 **(IV) THE USE OF OPTIONS SUCH AS ON-BILL, LOW-INTEREST**
23 **FINANCING TO SPREAD OUT THE UP-FRONT COSTS ASSOCIATED WITH**
24 **ELECTRIFICATION RETROFIT UPGRADES.**

25 **(G) ON OR BEFORE DECEMBER 1, 2023, THE TASK FORCE SHALL REPORT**
26 **ITS PLAN TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE**
27 **GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.**

28 **SECTION 8. AND BE IT FURTHER ENACTED, That:**

(a) A Position Identification Number (PIN) shall be created in the Maryland Energy Administration for the Coordinator of the Climate Transition and Clean Energy Hub.

(b) It is the intent of the General Assembly that, with the exception of the new Coordinator position and associated salary, the Maryland Energy Administration shall handle the responsibilities of the Climate Transition and Clean Energy Hub with existing resources.

SECTION 9. AND BE IT FURTHER ENACTED, That:

(a) Subject to subsection (b) of this section, it is the intent of the General Assembly that the Public Service Commission continue with the submission of plans and making the determinations required under Sections 2 and 3 of Chapters 14 and 780 of the Acts of the General Assembly of 2017.

(b) The determination of the advisability of maintaining the methodology and magnitude of the savings trajectory established in § 7-211(g)(2) of the Public Utilities Article shall take into account the changes made in § 7-211(g)(2) of the Public Utilities Article, as enacted by Section 4 of this Act.

SECTION 10. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect June 1, 2022. It shall remain effective for a period of 4 years and 1 month and, at the end of June 30, 2026, Section 3 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

SECTION 11. AND BE IT FURTHER ENACTED, That Section 5 of this Act shall take effect June 1, 2022. It shall remain effective for a period of 7 years and 7 months and, at the end of December 31, 2029, Section 5 of this Act shall be abrogated and of no further force and effect.

SECTION 12. AND BE IT FURTHER ENACTED, That Section 6 of this Act shall take effect upon the taking effect of the termination provision specified in Section 11 of this Act.

SECTION 13. AND BE IT FURTHER ENACTED, That Section 7 of this Act shall take effect June 1, 2022. It shall remain effective for a period of 2 years and 1 month and, at the end of June 30, 2024, Section 7 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

SECTION 14. AND BE IT FURTHER ENACTED, That, except as provided in Sections 10 through 13 of this Act, this Act shall take effect June 1, 2022.

SENATE BILL 522

M1

2lr2390
CF 2lr2391

By: **Senators Hettleman and Elfreth**

Introduced and read first time: January 28, 2022

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **State and Local Parks – Child Safe Zone Program – Establishment**
3 **(Equitable Access to Safe Parks Act)**

4 FOR the purpose of establishing the Child Safe Zone Program in the Department of Natural
5 Resources; establishing the Child Safe Zone Fund as a special, nonlapsing fund, to
6 provide funding for capital and operating expenses associated with enhancing public
7 safety in State and local parks; and generally relating to public safety at State and
8 local parks.

9 BY adding to
10 Article – Natural Resources
11 Section 5–2001 through 5–2003 to be under the new subtitle “Subtitle 20. Child Safe
12 Zone Program”
13 Annotated Code of Maryland
14 (2018 Replacement Volume and 2021 Supplement)

15 Preamble

16 WHEREAS, Enhancing access to public parks improves the physical and mental
17 health of children and families; and

18 WHEREAS, Children who witness violence are more likely to suffer adverse health
19 and social impacts; and

20 WHEREAS, Children and families are entitled to an expectation of safety in public
21 spaces such as parks; and

22 WHEREAS, It is in the interest of children, their families, and all Marylanders for
23 the State to encourage the safe and healthy utilization of parks on a regular basis; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



WHEREAS, The designation of State and local parks as Child Safe Zones will communicate to the public that parks are intended to serve as safe community gathering spaces and thereby provide safe havens for children; now, therefore,

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

Article – Natural Resources

SUBTITLE 20. CHILD SAFE ZONE PROGRAM.

5–2001.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “CHILD SAFE ZONE” MEANS A DESIGNATION THAT COMMUNICATES THE EXPECTATION THAT AN AREA IS SAFE FOR CHILDREN AND THEIR FAMILIES.

(C) “FUND” MEANS THE CHILD SAFE ZONE FUND ESTABLISHED UNDER § 5–2003 OF THIS SUBTITLE.

(D) “PROGRAM” MEANS THE CHILD SAFE ZONE PROGRAM ESTABLISHED UNDER § 5–2002 OF THIS SUBTITLE.

5–2002.

(A) THERE IS A CHILD SAFE ZONE PROGRAM IN THE DEPARTMENT.

(B) THE PURPOSE OF THE PROGRAM IS TO:

(1) IMPROVE AND ENHANCE PUBLIC SAFETY AT STATE AND LOCAL PARKS THROUGH MEASURES FUNDED UNDER § 5–2003 OF THIS SUBTITLE;

(2) INSTALL SIGNAGE IN PROMINENT AREAS OF EACH STATE PARK IDENTIFYING THE PARKS AS CHILD SAFE ZONES; AND

(3) FACILITATE COLLABORATION WITH LOCAL JURISDICTIONS TO DESIGNATE LOCAL PARKS AS CHILD SAFE ZONES.

(C) A CHILD SAFE ZONE DESIGNATED UNDER THIS SECTION SHALL INCLUDE THE AREA SURROUNDING THE PARK, WITHIN 50 FEET OF THE PARK’S BOUNDARIES.

(D) THE DEPARTMENT SHALL COMMUNICATE THE IDENTIFICATION OF STATE PARKS AS CHILD SAFE ZONES TO THE PUBLIC IN ITS MARKETING MATERIALS.

5-2003.

(A) THERE IS A CHILD SAFE ZONE FUND.

(B) THE PURPOSE OF THE FUND IS TO PROVIDE FUNDING FOR CAPITAL AND OPERATING EXPENSES ASSOCIATED WITH ENHANCING PUBLIC SAFETY IN STATE AND LOCAL PARKS.

(C) THE DEPARTMENT SHALL ADMINISTER THE FUND.

(D) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(E) THE FUND CONSISTS OF:

(1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;
AND

(2) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(F) (1) THE FUND MAY BE USED ONLY FOR:

(I) CAPITAL AND OPERATING EXPENSES OF THE DEPARTMENT ASSOCIATED WITH ENHANCING PUBLIC SAFETY IN STATE PARKS; AND

(II) GRANTS TO LOCAL GOVERNMENTS FOR CAPITAL AND OPERATING EXPENSES ASSOCIATED WITH ENHANCING PUBLIC SAFETY IN LOCAL PARKS.

(2) PUBLIC SAFETY MEASURES ELIGIBLE FOR FUNDING UNDER THIS SECTION INCLUDE:

(I) INFRASTRUCTURE IMPROVEMENTS THAT ENHANCE PUBLIC SAFETY, SUCH AS ENHANCED LIGHTING, SECURITY AND SURVEILLANCE CAMERAS, LANDSCAPING, IMPROVED ACCESS, TRASH RECEPTACLES, AND OTHER

1 IMPROVEMENTS IDENTIFIED BY THE DEPARTMENT BASED ON NATIONAL INDUSTRY
2 BEST PRACTICES; AND

3 (II) INCREASED STAFFING FOR GENERAL OPERATIONS,
4 INCLUDING APPROPRIATE SECURITY AND LAW ENFORCEMENT PERSONNEL.

5 (G) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND
6 IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

7 (2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO
8 THE GENERAL FUND OF THE STATE.

9 (H) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE
10 WITH THE STATE BUDGET.

11 (I) MONEY EXPENDED FROM THE FUND IS SUPPLEMENTAL TO AND IS NOT
12 INTENDED TO TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE
13 APPROPRIATED FOR PUBLIC SAFETY MEASURES IN STATE AND LOCAL PARKS.

14 SECTION 2. AND BE IT FURTHER ENACTED, That for fiscal year 2024, the
15 Governor shall include in the annual budget bill an appropriation of at least \$1,000,000 to
16 the Child Safe Zone Fund.

17 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2022.

SENATE BILL 376

L6, C5
SB 835/20 – EHE

2lr2670
CF 2lr0560

By: **Senator Lee**

Introduced and read first time: January 21, 2022

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **County and Municipal Street Lighting Investment Act**

3 FOR the purpose of authorizing a certain county or municipality to convert its street
4 lighting service to a customer-owned street lighting tariff, acquire certain street
5 lighting equipment by purchase or condemnation, enter into an agreement to
6 purchase electricity, and request that an electric company remove certain street
7 lighting equipment in the county's or municipality's jurisdiction; authorizing certain
8 disputes to be submitted to the Public Service Commission for resolution; requiring
9 a jury to determine the fair market value of certain street lighting equipment subject
10 to a condemnation proceeding in a certain manner; requiring each electric company
11 to file with the Commission a certain customer-owned street lighting tariff for street
12 lighting on or before a certain date; requiring the Commission to issue a decision
13 regarding the adoption of a certain customer-owned street lighting tariff within a
14 certain period of time; requiring the Commission to issue a determination on a
15 dispute regarding the acquisition of certain street lighting equipment and the terms
16 of a certain customer-owned street lighting tariff within a certain period of time; and
17 generally relating to the purchase of street lighting equipment by a county or
18 municipality from an electric company and tariffs for street lighting.

19 BY repealing and reenacting, with amendments,
20 Article – Local Government
21 Section 1–1309
22 Annotated Code of Maryland
23 (2013 Volume and 2021 Supplement)

24 BY adding to
25 Article – Public Utilities
26 Section 4–212
27 Annotated Code of Maryland
28 (2020 Replacement Volume and 2021 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

Article – Local Government

1–1309.

(a) (1) In this section[, “electric”] THE FOLLOWING WORDS HAVE THE
MEANINGS INDICATED.

(2) “ELECTRIC company” has the meaning stated in § 1–101 of the Public
Utilities Article.

(3) “FAIR MARKET VALUE” MEANS THE NET BOOK VALUE OF THE
PROPERTY, CALCULATED USING FEDERAL ENERGY REGULATORY COMMISSION
(FERC) ACCOUNTING METHODS, AND NOT USING METHODS OTHER THAN THOSE
USED FOR STANDARD RATE SETTING, AS THE ORIGINAL COST OF THE PROPERTY,
LESS DEPRECIATION, OF ANY ACTIVE OR INACTIVE EXISTING STREET LIGHTING
EQUIPMENT INSTALLED IN THE COUNTY OR MUNICIPALITY AS OF THE DATE THE
COUNTY OR MUNICIPALITY ENTERS INTO AN AGREEMENT TO PURCHASE THE
PROPERTY, EXERCISES ITS RIGHT OF CONDEMNATION, OR REQUESTS THE REMOVAL
OF THE EQUIPMENT.

(4) (I) “STREET LIGHTING EQUIPMENT” MEANS ALL EQUIPMENT
OWNED BY AN ELECTRIC COMPANY USED TO LIGHT STREETS IN THE COUNTY OR
MUNICIPALITY.

(II) “STREET LIGHTING EQUIPMENT” INCLUDES:

1. ALL CAPITAL EQUIPMENT AS DEFINED UNDER FERC
ACCOUNT 373;

2. LIGHTING BALLASTS, LUMINAIRES, MAST ARMS,
PHOTOCELLS, SUPPLY CIRCUITS TERMINATING AT THE LUMINAIRE, AND ANY OTHER
EQUIPMENT NECESSARY FOR THE CONVERSION OF ELECTRIC ENERGY INTO STREET
LIGHTING;

3. DECORATIVE STREET AND AREA LIGHTING;

4. SOLID-STATE LED LIGHTING TECHNOLOGIES; AND

5. INDUCTION LIGHTING TECHNOLOGIES.

1 (III) "STREET LIGHTING EQUIPMENT" DOES NOT INCLUDE JOINT
2 USE UTILITY POLES ON WHICH THE EQUIPMENT IS FIXED.

3 (B) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

4 (1) LOCAL GOVERNMENTS ARE MANDATED TO PAY ELECTRIC
5 COMPANIES LARGE SUMS EVERY YEAR TO LIGHT STREETS IN COUNTIES AND
6 MUNICIPALITIES;

7 (2) COUNTIES AND MUNICIPALITIES ARE LIMITED IN HOW THIS
8 PUBLIC SAFETY RESOURCE CAN BE MANAGED BECAUSE THE COUNTIES AND
9 MUNICIPALITIES OFTEN DO NOT OWN OR CONTROL THE STREET LIGHTING
10 EQUIPMENT WITHIN THEIR JURISDICTIONS;

11 (3) STREET LIGHTING IS A SIGNIFICANT ENERGY EXPENSE FOR
12 COUNTIES AND MUNICIPALITIES AND PRESENTS AN OPPORTUNITY FOR
13 COMMUNITIES TO REDUCE THEIR CARBON FOOTPRINT AND ADDRESS CLIMATE
14 CHANGE THROUGH EFFICIENCY UPGRADES;

15 (4) THERE IS OFTEN INSUFFICIENT INCENTIVE IN THE APPLICABLE
16 ELECTRIC RATE TARIFF FOR INSTALLING ENERGY EFFICIENT LIGHTING
17 TECHNOLOGIES THAT MAY REDUCE BOTH POWER AND MAINTENANCE EXPENSES;

18 (5) THERE IS NO ADEQUATE PROVISION IN THE APPLICABLE
19 ELECTRIC RATE TARIFF FOR COUNTIES AND MUNICIPALITIES TO WORK
20 COLLECTIVELY TO MANAGE THE MAINTENANCE OF STREET LIGHTING EQUIPMENT;

21 (6) COUNTIES AND MUNICIPALITIES AROUND THE COUNTRY HAVE
22 SAVED CONSIDERABLE RESOURCES BY PURCHASING THEIR STREET LIGHTING
23 EQUIPMENT FROM ELECTRIC COMPANIES AND CONTRACTING FOR THE
24 MAINTENANCE INDEPENDENTLY; AND

25 (7) STREET LIGHTING COSTS SHOULD BE REDUCED AND SERVICE
26 SHOULD BE IMPROVED BY:

27 (I) IMPROVING PUBLIC SAFETY WITH STREET LIGHTS THAT
28 PROVIDE BETTER ILLUMINATION;

29 (II) REDUCING MAINTENANCE COSTS BY ALLOWING COUNTIES
30 AND MUNICIPALITIES TO OWN THE STREET AND AREA LIGHTING WITHIN THEIR
31 JURISDICTIONS AND TO ENTER INTO REGIONAL MAINTENANCE SERVICE
32 CONTRACTS;

(III) REDUCING WHOLE SYSTEM COST THROUGH COUNTY OR MUNICIPAL OWNERSHIP AND BY ADOPTING TARIFFS THAT INCLUDE ONLY THE DISTRIBUTION ENERGY CONSUMED;

(IV) PROVIDING FOR THE USE OF INNOVATIVE TECHNOLOGIES FOR MORE EFFICIENT LIGHTING; AND

(V) PROVIDING MORE RESPONSIVE SERVICE FOR LIGHTING REPAIRS.

[(b)] (C) (1) [This] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS section applies to all counties and municipalities.

(2) THIS SECTION DOES NOT APPLY TO STREET LIGHTING EQUIPMENT OWNED BY A MUNICIPAL ELECTRIC UTILITY.

[(c) On written request by a county or municipality, an electric company shall sell to the county or municipality some or all of the electric company's existing street lighting equipment that is located in the county or municipality.]

(D) (1) AFTER GIVING 60 DAYS' WRITTEN NOTICE TO THE ELECTRIC COMPANY AND THE PUBLIC SERVICE COMMISSION, A COUNTY OR MUNICIPALITY THAT RECEIVES STREET LIGHTING SERVICE FROM AN ELECTRIC COMPANY IN ACCORDANCE WITH A TARIFF PROVIDING FOR THE USE BY THE COUNTY OR MUNICIPALITY OF STREET LIGHTING EQUIPMENT OWNED BY THE ELECTRIC COMPANY MAY:

(I) CONVERT ITS STREET LIGHTING SERVICE TO A CUSTOMER-OWNED STREET LIGHTING TARIFF SET IN ACCORDANCE WITH § 4-212 OF THE PUBLIC UTILITIES ARTICLE;

(II) SUBMIT A REQUEST TO ACQUIRE THE STREET LIGHTING EQUIPMENT FROM THE ELECTRIC COMPANY AT SOME OR ALL LOCATIONS WITHIN THE COUNTY OR MUNICIPALITY; AND

(III) ENTER INTO AN AGREEMENT TO PURCHASE ELECTRICITY.

(2) IF THE COUNTY OR MUNICIPALITY AND THE ELECTRIC COMPANY FAIL TO AGREE TO THE PURCHASE PRICE OR CONDITIONS OF PURCHASE OF THE STREET LIGHTING EQUIPMENT, THE COUNTY OR MUNICIPALITY MAY ACQUIRE THE EQUIPMENT BY CONDEMNATION.

[(d)] (E) (1) If the county or municipality [purchases] ACQUIRES street lighting equipment from an electric company AND CONVERTS THE STREET LIGHTING

SERVICE TO A CUSTOMER-OWNED STREET LIGHTING TARIFF IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION, the county or municipality shall pay to the electric company the fair market value of the street lighting equipment.

(2) (I) AFTER ACQUIRING STREET LIGHTING EQUIPMENT IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION, THE COUNTY OR MUNICIPALITY MAY REQUEST THAT THE ELECTRIC COMPANY REMOVE THE STREET LIGHTING EQUIPMENT THAT IS LOCATED IN THE COUNTY'S OR MUNICIPALITY'S JURISDICTION THAT HAS NOT BEEN ACQUIRED FROM THE ELECTRIC COMPANY.

(II) THE COUNTY OR MUNICIPALITY SHALL PAY TO THE ELECTRIC COMPANY:

1. THE COST OF THE REMOVAL OF THE STREET LIGHTING EQUIPMENT BY THE ELECTRIC COMPANY; AND

2. THE FAIR MARKET VALUE OF THE STREET LIGHTING EQUIPMENT THAT IS REMOVED.

[(e)] (F) A county or municipality that [purchases] ACQUIRES street lighting equipment in accordance with SUBSECTION (D) OF this section:

(1) shall be responsible for the maintenance of the street lighting equipment; [and]

(2) may contract with an outside entity for the maintenance of the street lighting equipment; AND

(3) SHALL NOTIFY THE ELECTRIC COMPANY OF ANY ALTERATION TO THE COUNTY'S OR MUNICIPALITY'S STREET LIGHTING EQUIPMENT INVENTORY WITHIN 30 DAYS AFTER THE ALTERATION.

[(f)] (G) (1) Any person who controls the right to use space on any pole, lamppost, or other mounting surface previously used in the county or municipality by the electric company for street lighting equipment shall allow a county or municipality that has purchased the street lighting equipment to assume the rights and obligations of the electric company with respect to the space for the unexpired term of any lease or other agreement under which the electric company used the space.

(2) Notwithstanding paragraph (1) of this subsection, the county or municipality may not restrict or prohibit universal access for electricity or any other service by assuming the rights and obligations of an electric company as to space on any pole, lamppost, or other mounting surface used for street lighting equipment.

(H) ANY AGREEMENT OR CONTRACT FOR SALE OR LICENSE AGREEMENT

1 THAT APPLIES TO EQUIPMENT MOUNTED ON JOINT USE POLES MAY NOT INCLUDE
2 ANY FEES OR OTHER COSTS NOT INCLUDED IN THE CUSTOMER-OWNED STREET
3 LIGHTING TARIFF UNDER § 4-212 OF THE PUBLIC UTILITIES ARTICLE.

4 (I) AN ELECTRIC COMPANY MAY NOT REQUIRE FROM A COUNTY OR
5 MUNICIPALITY ACQUIRING STREET LIGHTING EQUIPMENT UNDER SUBSECTION (D)
6 OF THIS SECTION:

7 (1) ANY PROTECTIONS OR INDEMNIFICATIONS; OR

8 (2) ANY STANDARDS THE ELECTRIC COMPANY DOES NOT CURRENTLY
9 PROVIDE OR REQUIRE OF THE ELECTRIC COMPANY IN THE OPERATION AND
10 MAINTENANCE OF STREET LIGHTING EQUIPMENT.

11 (J) ALL WORKERS EMPLOYED BY A COUNTY OR MUNICIPALITY TO OPERATE
12 AND MAINTAIN STREET LIGHTING EQUIPMENT SHALL BE FULLY QUALIFIED AND
13 MEET ANY FEDERAL AND STATE REQUIREMENTS.

14 [(3)] (K) (1) [Any] EXCEPT AFTER A COUNTY OR MUNICIPALITY
15 INITIATES A CONDEMNATION PROCEEDING, ANY dispute between an electric company
16 and a county or municipality [arising under this subsection shall] REGARDING THE FAIR
17 MARKET VALUE OF THE STREET LIGHTING EQUIPMENT OR ANY OTHER MATTER
18 ARISING IN CONNECTION WITH THE ACQUISITION OF STREET LIGHTING EQUIPMENT
19 IN ACCORDANCE WITH SUBSECTION (D)(1) OF THIS SECTION MAY be submitted to the
20 Public Service Commission for resolution.

21 (2) WITHIN 75 DAYS AFTER RECEIPT OF A REQUEST FOR
22 RESOLUTION, THE PUBLIC SERVICE COMMISSION SHALL ISSUE A DETERMINATION
23 ON A DISPUTE SUBMITTED IN ACCORDANCE WITH PARAGRAPH (1) OF THIS
24 SUBSECTION.

25 (L) IF STREET LIGHTING EQUIPMENT IS THE SUBJECT OF A CONDEMNATION
26 PROCEEDING, A JURY IN THE PROCEEDING SHALL DETERMINE THE FAIR MARKET
27 VALUE AS PROVIDED FOR IN THIS SECTION.

28 Article – Public Utilities

29 4-212.

30 (A) IN THIS SECTION, “STREET LIGHTING EQUIPMENT” HAS THE MEANING
31 STATED IN § 1-1309 OF THE LOCAL GOVERNMENT ARTICLE.

32 (B) THIS SECTION DOES NOT APPLY TO MUNICIPAL ELECTRIC UTILITIES.

(C) (1) ON OR BEFORE OCTOBER 1, 2022, EACH ELECTRIC COMPANY, IN CONSULTATION WITH THE MARYLAND ENERGY ADMINISTRATION, SHALL FILE WITH THE COMMISSION A CUSTOMER-OWNED STREET LIGHTING TARIFF FOR STREET LIGHTING THAT INCLUDES ONLY ELECTRIC DISTRIBUTION FEES.

(2) (I) THE CUSTOMER-OWNED STREET LIGHTING TARIFF SHALL PROVIDE FOR MONTHLY BILLS FOR STREET LIGHTING THAT SHALL INCLUDE A SCHEDULE OF ELECTRICITY CHARGES BASED ON A DETERMINATION OF ANNUAL KILOWATT-HOUR USAGE PER LUMEN RATING OR NOMINAL WATTAGE OF ALL TYPES OF STREET LIGHTING EQUIPMENT BUT MAY NOT INCLUDE STREET LIGHTING FACILITY, SUPPORT, REACTIVE OR PREVENTIVE MAINTENANCE, FIXED MAINTENANCE, OR ACCESSORY CHARGES.

(II) THE DETERMINATION IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE MADE:

1. IN ACCORDANCE WITH APPROVED METHODS OF DETERMINATION FOR UNMETERED STREET LIGHTS; OR

2. BASED ON INFORMATION RECEIVED FROM LIGHTING CONTROLS THAT MEASURE USAGE AND COMPLY WITH ANSI C12.20.5 STANDARDS FOR ACCURACY.

(3) THE CUSTOMER-OWNED STREET LIGHTING TARIFF SHALL PROVIDE FOR OPTIONS FOR VARIOUS STREET LIGHTING CONTROLS, INCLUDING:

(I) CONVENTIONAL DUSK/DAWN OPERATION USING PHOTOCELL TECHNOLOGY OR SCHEDULING CONTROLS;

(II) SCHEDULE-BASED DIMMING OR ON/OFF CONTROLS THAT DIM OR TURN OFF STREET LIGHTS DURING PERIODS OF LOW ACTIVITY; AND

(III) ACTUAL USAGE AS PROVIDED BY CONTROLS THAT PROVIDE THAT INFORMATION AND COMPLY WITH ANSI C12.20.5 STANDARDS FOR ACCURACY.

(D) WITHIN 75 DAYS AFTER RECEIVING A CUSTOMER-OWNED STREET LIGHTING TARIFF FROM AN ELECTRIC COMPANY, THE COMMISSION SHALL ISSUE A DECISION REGARDING THE ADOPTION OF THE CUSTOMER-OWNED STREET LIGHTING TARIFF.

(E) WITHIN 75 DAYS AFTER RECEIPT OF A REQUEST FOR RESOLUTION, THE COMMISSION SHALL ISSUE A DETERMINATION ON A DISPUTE REGARDING THE

1 TERMS OF A CUSTOMER-OWNED STREET LIGHTING TARIFF ADOPTED IN
2 ACCORDANCE WITH THIS SECTION.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
4 1, 2022.

February 11, 2022

The Honorable Delores G. Kelley, Chair
Finance Committee
3 East Wing, 11 Bladen Street
Annapolis, MD 21401

RE: Senate Bill 376

Dear Senator Kelley:

The Greenbelt City Council **supports SB 376**. This enabling legislation will help local governments improve street lighting efficiency, effectiveness and maintenance at a fair price.

Street lighting is an important service in our community. Utility companies have been slow to embrace newer, more efficient lighting technologies such as LED. Additionally, there are often complaints about proper and timely maintenance, especially regarding outages. This legislation will allow those governments who so choose to take over ownership of these lights, thereby improving maintenance and energy efficiency, as well as lowering the costs.

Thank you for your consideration and the City urges your **favorable vote for SB 376**.

Sincerely,

Emmett V. Jordan
Mayor

cc: City Council
22nd District Delegation
Honorable Alfred Carr

DRAFT

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Bonita Anderson

Submitting Department: Administration

Item Type: OTHER BUSINESS

Agenda Section: OTHER BUSINESS

Subject:

Discussion of the Reparations Commission

Suggested Action:

Mayor Jordan has requested that there be a general discussion on the Reparations Commission with the possibility of holding a work session to discuss the issue further.

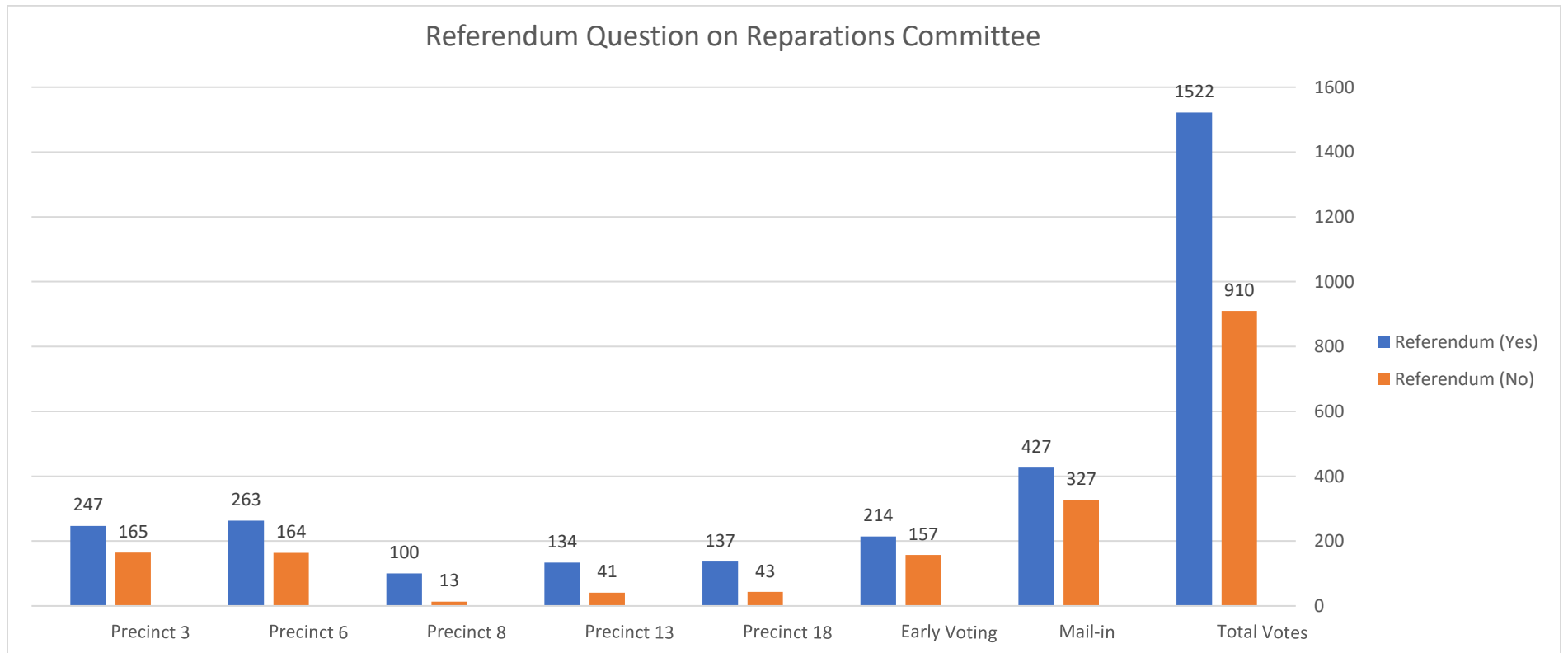
Attachments:

[REFERENDUM QUESTION CHART.pdf](#)

REFERENDUM QUESTION TO ESTABLISH A GREENBELT COMMISSION TO STUDY AND DEVELOP LOCAL REPARATIONS PROPOSALS

"The City Council of Greenbelt should establish a twenty-one (21) member Commission to review, discuss and make recommendations related to local reparations for African American and Native American residents of Greenbelt."

YES to Establish Commission
NO to Establish Commission



City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Bonita Anderson

Submitting Department: Administration

Item Type: OTHER BUSINESS

Agenda Section: OTHER BUSINESS

Subject:

Discussion on changing the Council Standing Rules Order

Suggested Action:

Mayor Jordan would like to discuss the possibility of moving the Petitions and Requests section to earlier in the agenda. Currently, Petitions and Requests is listed in VII. Council Procedure, 2. Agenda, II. Communications. The suggestion is to move Petitions and Requests to the Organization section (I) of the meeting before the Approval of Agenda.

Attachments:

[StandingRules2022.pdf](#)

Introduced: January 10, 2022
1st Reading: Ms. Weaver
Passed: January 24, 2022
Posted: February 1, 2022
Effective: January 24, 2022

RESOLUTION NUMBER 2097

A RESOLUTION TO REPEAL AND REENACT WITH AMENDMENTS RESOLUTION NUMBER 2081 TO ADOPT REVISED STANDING RULES FOR THE COUNCIL OF THE CITY OF GREENBELT, MARYLAND

BE IT RESOLVED by the Council of the City of Greenbelt, Maryland, that the Standing Rules of the City Council, as adopted by Resolution Number 2081, are hereby repealed and reenacted with amendments to read as follows:

(existing language; deletions denoted by ~~strikeout~~;
additions denoted by double underlining)

STANDING RULES FOR THE COUNCIL OF THE CITY OF GREENBELT, MARYLAND

January 10, 2022

I. Council Meetings

1. Regular Council Meetings

- a. In accordance with the City Charter, which prescribes that the City Council shall meet not less frequently than once each month, the following schedule is hereby established for Council to meet in regular session: Regular meetings shall be held on the second and fourth Mondays, except for the months of July, August, and December when Council shall meet on the second Monday only. When any regularly scheduled meeting falls on a declared city or religious holiday the meeting shall be held on the following Tuesday at the same hour unless otherwise provided by motion of the City Council. By agreement of a majority, the Council may dispense with or reschedule any regular meeting provided that at least one meeting of Council shall be held in each calendar month. Such action shall be taken by motion at a regular meeting preceding the one to be changed where time permits.

- b. Regular meetings of the Council shall be held at 7:30 p.m. in the Council Room of the Municipal Building unless Council, by motion, designates another time or another public place within the corporate limits of the City of Greenbelt.

2. First Meeting Following Council Election

- a. At 7:30 p.m. on the first Monday following a regular Council election or run-off election, the Council shall meet at the usual place for holding its meetings, and the newly elected members shall, upon taking the oath of office, assume the duties of office. If an emergency meeting needs to be held between the election and the first meeting, the newly elected members shall take the oath of office at this meeting, and assume the duties of the office.
- b. At the organizational meeting following a Council election, the newly elected members shall, before entering upon the duties of their office, take or subscribe to the oath or affirmation prescribed by City Charter. Such oaths or affirmations shall be made before the retiring Mayor or Mayor Pro Tem, except for the Mayor who, upon being elected, shall take the same oath before the Clerk of the Circuit Court for Prince George's County or before one of the Clerk's sworn deputies
- c. At the organizational meeting following a regular Council election, a majority of the members of Council shall choose one of its members as Mayor and shall also choose one of its members as Mayor Pro Tem. If a vacancy occurs in the office of Mayor, or in case of the Mayor's absence or disability, the Mayor Pro Tem shall act as Mayor for the unexpired term or during the continuance of the absence or disability of the Mayor.

3. Committee-of-the-Whole Meetings (Work Sessions)

Committee-of-the-whole meetings (work sessions) of the City Council may be held for the purpose of receiving and discussing information on such matters as deemed desirable and to request staff to obtain such other information as Council may request, provided that no formal actions shall be taken at such meetings and provided further that such meetings shall be open to the public. Work sessions are scheduled at convenient times based upon availability of Councilmembers. Informational items to be discussed at a work session shall be identified at the beginning of the meeting. Councilmembers may report such informational items at the end of the meeting. These informational items shall be recorded in the minutes under Other Business.

4. Closed Sessions

The Council shall have the right to meet in closed sessions, which shall be closed to the public, to consider items of a sensitive nature. Such meetings shall be held in accordance with the applicable provisions of the General Provisions Article, Section 3-305 of the *Annotated Code of Public General Laws of Maryland*. Closed sessions shall be called by

the City Clerk upon the written request of the Mayor, the City Manager, or four members of Council.

5. Special Meetings

Special meetings shall be called by the City Clerk upon the written request of the Mayor, the City Manager, or four members of Council. The City Clerk shall prepare a notice of the special meeting, stating the time and place of the meeting and the subjects to be considered at the special meeting. No subjects other than stated in the notice shall be considered at the special meeting, except by unanimous consent of all members of Council. Notices of special meetings shall be served upon each member of Council and the City Manager, or left at their usual places of residence, at least two hours before the time of the meeting. It shall also be the duty of the City Clerk, immediately upon receipt of a written request for a special meeting, to make diligent effort to notify each member of Council and the City Manager, by email, text, telephone or otherwise, of such special meeting.

6. Attendance at Meetings

Members shall attend all regular and special meetings, and work sessions of the Council. If a Councilmember cannot attend a regular or special meeting of the Council because of illness or other unavoidable circumstance, the Council shall be so advised. The Council shall have the power to compel the attendance of any absent member by a majority vote of the members present at any meeting.

In the event that a councilmember is unable to physically attend the meeting and desires to participate in the meeting (including voting) by electronic means (telephone, skype, etc.), the councilmember may do so with the approval of a super-majority of the Councilmembers physically present providing:

- a. The councilmember has all the materials for the meeting in his/her possession;
- b. The councilmember can be clearly heard and understood by all those present at the meeting; and
- c. The councilmember can clearly hear and understand all those present at the meeting.
- d. If the meeting is a closed session, participation must be done in a private and confidential manner.

7. Notice of Meetings of the Council

Written notice of all public meetings of the City Council shall be posted on the bulletin board at the Municipal Building, listed on the city's cable television access channels,

listed on the city Website, and shared to the City's Social Media showing the date, time, place, and topic(s) of such meetings. Notice of regular meetings of the Council, public hearings and, insofar as possible, work sessions and special meetings shall be published in the *Greenbelt News Review* the week preceding the Council meeting and shall include a preliminary agenda or, in the case of work sessions, the topic(s) to be considered.

8. Meetings of Council Open to the Public

All meetings of the Council, with the exception of closed sessions authorized by applicable state law, shall be open to the public. Residents of the city and others shall have a reasonable opportunity to be heard on any matter being considered at the meeting. This should be read at the beginning of each meeting and added to the top of each agenda. Persons desiring to speak on a matter being considered by the Council shall raise their hands, physically or virtually, in front of Council and, after being recognized by the presiding officer, shall identify themselves and their place of residence, shall confine themselves to the question under debate, avoid personalities, and refrain from impugning the motives of any Councilmember's argument or vote or the statements of any other resident or person. Residents of Greenbelt shall have precedence over others in being recognized. No person shall speak more than once upon any one subject until every other person choosing to speak thereon shall have spoken, and no person shall speak for a longer than three minutes at any one time without the consent of Council.

II. Presiding Officer

1. Presiding Officer

The Mayor or, in the Mayor's absence, the Mayor Pro Tem shall preside at all meetings of the Council. At the hour appointed for the Council to meet, the Mayor or, in the Mayor's absence, the Mayor Pro Tem shall take the chair and immediately call the members to order. At all regular meetings of Council, the roll shall be called by the City Clerk. The City Clerk shall enter in the minutes of all meetings the names of the members present.

2. Temporary Chair

In case of the absence of the Mayor and Mayor Pro Tem at a meeting of Council, the City Clerk shall call the Council to order. If a quorum is found to be present, the Council shall proceed to elect, by majority vote of those present, a Chair of the meeting who shall preside until the arrival of the Mayor or Mayor Pro Tem. The temporary Chair shall not preside beyond the adjournment of the meeting for which he or she was elected.

III. Quorum

A majority of the members elected to the Council shall constitute a quorum to conduct business. However, any number of members present may convene to compel the attendance of absent members.

IV. City Manager and Members of Staff

The City Manager shall have the right to take part in the discussion of all matters coming before the Council, and other members of staff shall be entitled to take part in discussions of the Council relating to their respective offices.

V. Minutes

1. Minutes of Meetings

The proceedings of the Council shall be briefly and accurately stated in the minutes. Titles of all ordinances and resolutions with their designated numbers shall be entered in the minutes and shall be preserved in a book for that purpose. The City Clerk shall keep minutes of all meetings, including special meetings, work sessions and closed sessions, and not less than three days before a regular meeting shall furnish each member of Council and the City Manager with copies of minutes of preceding meetings. Minutes of regular meetings should be presented for Council's approval within 30 days, unless there are mitigating circumstances reported to Council.

Under the General Provisions Article 3-306(B)(2)(i) of State Law which states that minutes of meetings are not required if live and archived video is available, the video of Council meetings will serve as meeting minutes until the written minutes of the meetings are approved by Council.

2. Minutes Open to Public Review

Minutes of regular meetings, special meetings, public hearings, public meetings, and work sessions shall be available for review in the City Clerk's office during regular office hours. However, minutes shall not be available until approved by the Council in regular meeting. Approved minutes are also posted on the City website. Minutes of closed sessions of the Council held in accordance with applicable state law shall not be open to public inspection.

3. List of Action Items

Following each work session, a list of action items shall be prepared and provided to Council. A thank-you letter should be sent out after all stakeholder meetings listing the three top action items that was discussed.

VI. Duties and Privileges of Members

1. Seating Arrangement

Members shall occupy the respective seats at the Council table assigned by the Mayor at the organizational (Charter) meeting. Any two or more members may exchange seats by joining in a written notice to the Mayor to that effect.

2. Right to Floor

- a. Before speaking on any matter, a member shall seek the floor by addressing the presiding officer and, once recognized by the chair, shall confine comments to the question under debate, avoid personalities, and refrain from impugning the motives of any other member's argument or vote. No member of Council shall interrupt another without that member's consent. To obtain such consent, the member shall first address the presiding officer.
- b. Members of Council shall not raise personnel matters pertaining to alleged improper performance or conduct of any city employee(s) or Council appointee(s) at a public Council meeting. Any concerns about the conduct or performance of any city employee(s) or Council appointee(s) shall be brought to the attention of the City Manager, or a closed session of Council may be requested to discuss the personnel matter.
- c. As a practice City Council sets policy and budget priorities within the scope of its local jurisdictional authority and on matters directly related to its local sphere of influence. As a body, City Council shall not generally take positions on foreign, national, or regional issues that do not directly affect the conduct of the City's business.

3. Right of Appeal

Any member may appeal to the Council for a ruling on a decision of the presiding officer. The member making the appeal may briefly state the reason for the appeal, and the presiding officer may explain the ruling. However, there shall be no debate on the appeal. The presiding officer shall put the question: "Shall the decision of the Chair be sustained?" If a majority of the members present vote "yes," the ruling of the Chair is sustained; otherwise, it is overruled.

4. Limitation of Debate

No member shall be allowed to speak more than once upon any one subject until every other member choosing to speak thereon shall have spoken, and no member shall speak for a longer time than five minutes without consent of Council.

5. Voting

- a. When a question is put, every member present or attending remotely by electronic means shall vote either in the affirmative, the negative or abstain. Any member

shall be entitled to abstain so long as such member gives a reason for abstaining and such reason falls within one of the following:

1. When to vote would or could be considered improper pursuant to the City and State Ethics Laws.
2. When to vote could or may show bias for or against a person, organization or business that the member has a close personal relationship with thus reflecting poorly on the member and the office such member holds.
3. When for any other reason a member is not comfortable voting and has given the Chair a reason for requesting to abstain so long as excused by the Chair or Council by vote as provided for herein below.

Application to be excused from voting shall be made to the Chair before the votes are called for. After the member has briefly stated the reason for the request to be excused, the decision thereon shall be made by a super-majority of councilmembers present without debate.

Except as provided in the City Charter or these rules, all voting shall be by voice vote or by such other method as a majority of the Council shall decide for any particular vote.

- b. The “yeas” and “nays” (i.e., a vote by roll call) shall be taken upon the passage of all ordinances and resolutions and upon demand of any member made before the negative vote has been called for. Each Councilmember’s name shall be called in alphabetical order, except that the presiding officer shall be called to vote last. It shall not be in order for members to explain or comment upon their votes during roll call. A record of the “yeas” and “nays” and not voting on any roll call vote shall be entered upon the minutes of the proceedings of the Council.

6. Personal Privilege

The right of a member to address the Council on a question of personal privilege shall be limited to cases in which his or her integrity, character, or motives are assailed, questioned, or impugned.

7. Dissents and Protests

Any member shall have the right to express dissent from or protest against any ordinance, resolution, or act of Council and have the reason therefor entered upon the minutes. Such dissent or protest must be filed in writing, couched in respectful language, and presented to Council no later than the next regular meeting following the date of passage of the ordinance or resolution or action objected to.

8. Disorderly Conduct or Violation of Rules

A member of Council indulging in any language or conduct unbecoming a Councilmember shall be called to order by the presiding officer and, in such case, the offending member shall lose the floor and shall not proceed without the approval of a majority of members present. The Council may, by a vote of not fewer than six members, expel a member from a meeting for disorderly conduct or the violation of Council rules.

9. Demonstration or Disorder Among Bystanders

If any confusion, demonstration or disorder arises in the Council chamber, the presiding officer may, upon his or her initiative or upon the request of any member, enforce order. If the offending person or persons be a spectator, such person or persons may be ejected from the chamber. If any member of Council shall object to the ruling of the presiding officer, such member shall have the right to appeal to the Council.

VII. Council Procedure

1. Order of Business

The business of all regular meetings of Council shall be transacted in the following order, with items under "Other Business" to be listed in the order of greatest public interest. For the printed agenda, such determination shall be made by the City Manager, provided that, as an organizational matter, the order of business may be modified at the meeting by the presiding officer, with the consent of Council or by a motion of Council.

2. Agenda

I. Organization

Call to Order

Roll Call

Meditation and Pledge of Allegiance to the Flag

Consent Agenda – Staff Recommendations

Approval of Agenda and Additions

II. Communications

Presentations

Public Hearings

Petitions and Requests

Minutes of Council Meetings

Administrative Reports

Committee Reports

III. Legislation

Ordinances – Second Reading

Resolutions – Second Reading

Ordinances – First Reading

Resolutions – First Reading

IV. Other Business

Council Activities *

Council Reports *

V. Meetings

* Council Reports and Council Activities will be done at the regular meeting only if time allows. Council Reports and Council Activities may also be done at any work session. No member shall speak for more than five minutes without the consent of a simple majority of Council.

VIII. Agenda

1. The Printed Agenda

- a. The City Manager shall include on the agenda any item at the request of any member of Council, provided that the member of Council shall have furnished to the City Manager a proposal in writing of the item for Council to enact or take other action on, and all relevant background and supporting documents to be shared with City Council and members of the public in time for inclusion with the printed agenda. The City Manager shall notify Council of this addition.
- b. At least two days before each regular meeting, the City Manager shall provide each member of Council at his or her home a copy of the agenda for the forthcoming meeting, together with copies of all ordinances, resolutions, and background material of matters to be considered at the meeting. Members of Council who do not wish to have such material delivered to their homes may so inform the City Manager and make other arrangements.
- c. Copies of the agenda and agenda comments shall be posted on the City website and on the bulletin board in the Municipal Building the Friday prior to each regular meeting. A reasonable number of copies of the agenda and agenda comments shall be available to the public at the Council meeting or earlier upon request, as available. If requested by candidates, printed copies of the agenda packet—less any material of a confidential nature but including the agenda, agenda comments, minutes of previous meetings, and background and briefing materials—shall be provided to certified candidates

2. Approval of Agenda; Consent Agenda

- a. As an item of business under Section I, Organization, the Council shall review the agenda and the consent agenda. Any member of Council or the City Manager may request the addition of an item to the agenda, or may request the removal of an item from the consent agenda so that it may be considered as a separate item of business. A request for the addition of an item to the agenda, or the removal of an item from the consent agenda, shall be a matter of consideration and shall be voted upon at the time the Council considers approval of the agenda or consent agenda, and Council action shall be reflected in the minutes of the meeting.
- b. Any member of Council who will be absent from a meeting may request that an agenda item or consent agenda item be postponed. Such a request for deferral, giving the reasons for the request, shall be submitted in writing, email or by telephone to the City Clerk, City Manager and Council. A request for deferral shall be a matter of consideration and shall be voted upon at the time the Council

considers approval of the agenda or consent agenda, and Council action shall be reflected in the minutes of the meeting.

- c. The consent agenda shall be used for the group disposition of routine and minor items of business, such as approval of minutes, acceptance of board/committee reports, and such other items as designated by the City Manager. Consent agenda items will be specially identified as such. For each item of the consent agenda, Council will receive a written staff recommendation.
- d. Ordinances and resolutions, matters requiring a roll call vote or the consent of six members of Council, and items added to the agenda at the meeting shall not be placed on the consent agenda.
- e. Unless an item set forth in the consent agenda is requested to be considered separately by any member of Council or is postponed (see above), the Council, by a single motion, shall adopt the recommendations of the City Manager as set forth in writing for each item included in the consent agenda. The approved recommendations for each consent agenda item, however, shall be set forth separately in the minutes of the meeting.

3. Minutes

Reading of the minutes of the preceding meeting shall not be required unless so requested by a member of Council or unless written copies have not been provided each member of Council.

4. Petitions and Requests

Petitions and requests are defined to include any communication addressed to the City, City Manager, Council (as a body) or all individual members of Council, making any specific or general request requiring Council action. Written communications shall be first received by the Council, after which the Council shall receive petitions and requests from residents of the City present physically or virtually at the meeting. Such petitions and requests shall be heard by the Council as communications and shall not be subject to consideration or deliberations at that time. Each petitioner shall be allowed five minutes in which to state the nature of the petition and may submit such additional written information as the petitioner deems appropriate. The petitioner may be granted additional time with the consent of the Council. Where more than one person is present on behalf of the same petition, one person shall be designated principal spokesperson, and other persons shall be recognized only for the purpose of clarifying the request being made. Upon a petition or request being presented, the Council shall take one of the following actions:

- Refer to city staff for handling and disposition. The petitioner and Council shall be apprised of the disposition made within 90 days if possible.

- Refer to city staff or to an advisory board or committee for investigation, evaluation, and report to the Council at a future meeting.
- Add to the agenda of a subsequent meeting.
- By motion duly adopted, place the matter on the agenda of the current meeting.

A listing of Petitions and their status shall be posted on the City website.

5. Communications Not Requiring Council Action

If a written communication addressed to the Council does not require Council action, the City Clerk shall send copies to the members of Council, together with copies of any replies made to the communication, and the matter shall not be placed on the agenda unless a member of the Council or the City Manager requests that it be considered.

6. Anonymous Communications

Anonymous communications shall not be considered by the Council.

IX. Ordinances and Resolutions

1. Introduction

Ordinances and resolutions shall be introduced in the Council only in printed or in written form. All ordinances—except ordinances making appropriations and ordinances codifying or rearranging existing ordinances or enacting a code of ordinances—shall be confined to one subject, and the subject or subjects of all ordinances shall be clearly expressed in the title. An ordinance or resolution may be introduced for first reading by the reading of its title by any member of Council and a second is not required.

- a. Resolutions are used to set forth legal decisions and official positions of the City Council, to approve contracts, to set policy and to implement programs.
- b. Ordinances are used to update the City Code and Charter and to adopt measures as required by State law.

2. Distribution of Copies

Copies of all ordinances and resolutions shall be prepared for distribution to all members of Council, the City Manager, and the City Clerk at the meeting at which the ordinance or resolution is introduced. Whenever any member of the Council is absent from such meeting, the City Clerk shall arrange to have copies delivered.

3. First Reading

The first reading of an ordinance or resolution shall be for information. If there is no objection, the proposed ordinance or resolution shall go on the calendar for the next meeting of Council. There will generally be no public debate or testimony on the first reading of an ordinance or resolution. Council may ask questions or for clarification as to intent.

4. Review and Referral

- a. All proposed ordinances and resolutions shall be reviewed by the City Manager and/or City Solicitor before being presented for second reading and adoption. The City Manager shall provide a brief digest of the provisions thereof, and, where it is proposed to amend an existing ordinance or resolution, such digest shall indicate the changes sought to be made.
- b. If the Council so desires, any pending ordinance or resolution may be referred to any standing or special committee for study and recommendation or to the City Manager for study, recommendations, redrafting, etc.

5. Amendments

When a proposed ordinance or resolution is substantively amended upon either its first or second reading, the amended ordinance or resolution shall be considered to have had its first reading only and must be read on a second day, unless the requirement for reading it on two separate days shall be dispensed with by a vote of not fewer than six members of Council, as prescribed by the City Charter (see 8 b.).

6. Appropriation Ordinances

Ordinances making appropriations shall be confined to the subject of appropriations. Each proposed ordinance providing for an appropriation shall show fully the purpose of the appropriation and the source from which the funds are to be derived. The City Manager shall submit a written recommendation on each appropriation ordinance showing what effect the ordinance would have on the annual budget.

7. Ordinance to Issue Bonds

Ordinances to issue bonds shall meet all the requirements of the City Charter and applicable statutes.

8. Adoption

- a. After an ordinance or resolution has received a first reading, it shall be placed on the agenda for second reading at the next meeting of Council. When a proposed ordinance or resolution comes up for second reading, it may be deferred for

further study, deferred to a future meeting of Council, amended, or adopted. No ordinance or resolution shall be adopted until it has been read on two separate days, unless the requirement for reading it on two separate days shall be dispensed with by a vote of not fewer than six members of Council. The final reading of each ordinance and resolution shall be in full unless a written or printed copy thereof shall have been furnished to each member of Council prior to such reading. The "yeas" and "nays" shall be taken upon the adoption of all ordinances and resolutions and entered in the minutes of the proceedings of the Council.

b. Dispensing of Reading on Separate Days

A roll call of the "yeas" and "nays" shall be taken on a motion to dispense with the requirement of reading an ordinance or resolution on two separate days (Charter ref. Sec. 9). When a motion to suspend the rules to dispense with the requirement for reading of an ordinance or resolution on two separate days fails to receive an affirmative vote of six members, the ordinance or resolution shall go over to the next regular meeting of the Council.

c. Vote on Ordinances Revising Appropriations and Resolutions to Transfer Funds

As required by Maryland law, ordinances revising appropriations and resolutions transferring funds shall require a vote of not fewer than six members of Council.

9. Enacting Clauses

The enacting clause of all ordinances shall be "Be It Ordained by the Council of the City of Greenbelt, Maryland." The enacting clause of all resolutions shall be "Be It Resolved by the Council of the City of Greenbelt, Maryland."

10. Effective Date

All ordinances and resolutions passed by the Council shall take effect at the time indicated therein, but not less than ten days after the date of their adoption, except ordinances and resolutions of an urgent nature, which may by direction of Council become effective on date of adoption.

11. Authentication and Publication

Upon its adoption, each ordinance or resolution shall be authenticated by the signature of the Mayor and the City Clerk and shall be recorded upon a book kept for that purpose. Each ordinance and resolution shall be published as soon as possible after its adoption by posting it in a public place or places for ten days or, when required, by publishing it once within ten days in a newspaper of general circulation in the city, or both.

X. Rules of Order

1. Precedence of Motions

When a question is before the Council, motions shall have the following precedence and no motion of lesser precedence may be addressed until the motion of higher precedence is voted upon. The order from highest to lowest precedence is: a) to adjourn which is not debatable; b) to fix the hour of adjournment; c) to lay the question or issue on the table indefinitely or to a time certain; d) to call for the previous question; e) to refer; f) to amend. All motions noted herein shall be addressed to the Mayor (or Chairperson of the meeting if the Mayor is absent) and shall be voted upon by the Council after discussion by the Council and interested members of the public. Comments by the public regarding the above motions (except a motion to adjourn) shall be limited to three (3) minutes.

2. Motions to Be Stated by Chair

When a motion is made and seconded, it shall be stated by the Chair before debate. Any member may demand that it be put in writing.

3. Withdrawal of Motion

A motion may not be withdrawn by the mover without the consent of the member seconding it.

4. Motions Made Out of Order

The Chair may, at any time, with the approval of at least six members of Council permit a member to introduce an ordinance, resolution, or motion out of the regular order.

5. Motion to Adjourn - When Not in Order - Not Debatable

A motion to adjourn shall be in order at any time, except as follows: a) when repeated without intervening business or discussion; b) when made as an interruption of a member while speaking; c) when the previous question has been ordered; and d) while a vote is being taken. A motion to adjourn is not debatable.

6. Motion to Lay on the Table

A motion to lay on the table shall preclude all amendments or debate on the subject under consideration. If the motion shall prevail, the consideration of the subject may be resumed at any time by a majority vote under other business, at the same or at a subsequent meeting. A motion to table is not debatable.

7. Call the Question

Any member of Council may at any time Call the Question on a motion previously made which has had any number of proposed amendments thereto so long as such motion receives a second. Once a second to this motion is received all debate shall cease regarding any proposed amendments and the Council shall vote on the Call the Question motion without debate. If approved by a majority of a quorum of the Council, then Council shall immediately and without debate or public comment vote on only the motion previously made with the last amendment. All other amendments shall be considered as failed. If such vote passes by a majority, the Council shall move to the next item on its agenda. If the main motion fails, the secondary motion and all subsequent amendments will again be before the Council for debate and possible action. Any motions still pending at this time will be deemed lost.

8. Division of Question

If a question contains two or more divisible propositions, the presiding officer, upon request of a member, may divide the same.

9. Amend - Strike Out, etc.

On an amendment to "strike out and insert," the words to be struck out and those to be inserted shall be read, and finally the sentence or paragraph, as it would stand if so amended, shall be read.

10. Amend an Amendment

A motion to amend an amendment shall be in order, but one to amend an amendment to an amendment shall not be introduced. An amendment modifying the intention of a motion shall be in order, but an amendment relating to a different matter shall not be in order.

11. Motion to Postpone

All motions to postpone to a certain time, excepting a motion to postpone indefinitely, may only be amended as to time. If a motion to postpone indefinitely is carried, the principal question shall be declared lost.

12. Reconsideration

After the decision on any question, any member who voted with the prevailing side may move a reconsideration of any action at the same or the next meeting. A motion to reconsider shall require the approval of at least four members of Council. After a motion for reconsideration has once been acted on, no other motion for reconsideration thereof shall be made without unanimous consent of all members of Council.

13. Suspension of Rules

Any provisions of these rules not governed by the Charter, state law, or ordinance may be temporarily suspended at any meeting of the Council by a vote of not fewer than six members of Council. The vote on any question to suspend the rules shall be by "yeas" and "nays" and shall be entered in the minutes.

A motion to suspend the rule requiring two readings on separate days shall be debatable and, upon such motion, the main question shall be open for debate.

14. Procedure in Absence of Rule

In the absence of a rule to govern a point of procedure, reference shall be had to the approved practice in parliamentary bodies.

15. Special Order

To make any subject a special order of business shall require the consent of the majority of members of Council present.

16. Tie Vote

In case of a tie in the vote on any proposal, the proposal shall be considered lost.

17. Special Committees

a. From time to time, the Council may set up Special Committees to act on special occasions or to perform other duties. Special committees may be created only by adoption of a resolution, which resolution shall clearly outline the function, authority, and responsibility of the committee, the number of persons to be on the committee, method of selection or appointment of members of the committee, reports to be required of committee, expiration date of committee, and any other pertinent information necessary for the proper functioning of the committee. Such Special Committees may also be called Task Forces.

b. Powers

No committee of any kind shall have the power of employing any person for, or on behalf of, the city or incurring any expense without prior authorization of the City Manager. The committee may request the City Manager to furnish information and assistance which may be granted, provided it is pertinent to the matter before the committee and is not in violation of provisions of the Charter or policies established by the Council.

c. Report of Committees

Committees shall submit reports from time to time as requested by the Council or the City Manager. All reports shall be in writing, and sufficient copies shall be made available for each member of Council, the City Manager, and the City Clerk.

XI. Miscellaneous

1. To Amend Rules

These rules may be amended or new rules adopted in the same manner as any other resolution is passed, except that the requirement for reading may not be waived except by unanimous consent, with a recorded vote of all members.

2. Request for Meetings by Other Parties

The Mayor and members of Council often encounter requests for meetings related to City business either with the Mayor, a member of Council, or more than one member of Council from outside parties (developers, stakeholders, elected officials, etc.). Such requests should be made known to the entire Council prior to any meeting taking place. Notification of such a request can be at a scheduled work session or meeting of the City Council or, in the case of an emergency, by direct communication from the Mayor or member of Council who was requested to meet. Unless agreed upon by a majority of Council, all members of Council may attend any such requested meeting. Further, any such meeting including four or more members of Council shall be publicized and open to the public unless a Closed Session has been properly requested.

Nothing herein shall apply to contacts made by outside parties with members of Council at a political or social function. It is understood that contacts of this type need not be reported to the entire City Council at the next regularly scheduled meeting or work session unless a request is made by such party that requires Council action.

3. Council Recognitions

Council may issue Proclamations or Letters in recognition of certain events or causes with local implications, etc. It will be the decision of the Mayor whether to issue a Proclamation or a Letter.

Generally, proclamations are official (formal) declarations by City Council and letters are official recognitions by City Council.

4. Virtual Council Meetings

Members of Council are required to be visible for the majority of the meeting, barring technical constraints or physical illness.

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Bonita Anderson

Submitting Department: Administration

Item Type: OTHER BUSINESS

Agenda Section: OTHER BUSINESS

Subject:

ARPA Immediate Funding: Additional Rental Assistance

Suggested Action:

The ARPA Rental and Utility Assistance Program has granted \$ 798,526.79 to 207 households through February 14, 2022. The need for rental and utility assistance continues in the Greenbelt community. Staff is requesting Council allocate an additional \$200,000 to address this need. Greenbelt CARES is working with the Economic Development and Recreation Departments to develop some workforce development programs to assist residents in connecting to employment resources.

Attachments:

Proposal: Incentive program for COVID-19 booster shots

- It is proposed that City Council authorize use of ARPA funds to institute an incentive for City employees who receive their COVID-19 vaccine booster shots, exact amount to be decided by a vote of Council on 2/14.
- The incentive would be proactive and retroactive - available to employees going forward, but also those employees who have already submitted proof of their booster, as well those who have been boosted but have not yet submitted proof.
- City Council members would be specifically not eligible for the incentive, although of course are also encouraged to get their boosters and submit proof to HR.
- To encourage timely participation, a deadline would be instituted for getting the booster and submitted proof to the HR department. Two suggested possibilities:
 - Allow one month for employees to both get the booster and submit proof, for example by March 15th.
 - Create a staggered deadline, requiring the booster to be administered by March 15th, but allowing a grace period until March 31st to submit the paperwork to HR.
- For reference, here is the total possible maximum cost based on the number of City employees indicated in the COVID-19 update provided by Mr. Martinez on January 31st, minus the seven City Council members, leaving 303 employees potentially eligible.

Individual Incentive Amount	Total Maximum Cost
\$100	\$30,300
\$200	\$60,600
\$250	\$75,750

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: OTHER BUSINESS

Agenda Section: OTHER BUSINESS

Subject:

* Appointment to Advisory Board

Suggested Action:

Reference: Application and Signed Code of Conduct

On January 19, 2022, Council interviewed Mr. William Fishburne, for appointment to the Board of Election (BoE).

On January 26, 2022, Council interviewed Mr. Vijay Parameshwaran. for appointment to the Arts Advisory Board (AAB).

Approval of this item on the consent agenda will indicate Council's intent to appoint MR. Fishburne to the Board of Election and Mr. Parameshwaran to the Arts Advisory Board.

Attachments:

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: OTHER BUSINESS

Agenda Section: OTHER BUSINESS

Subject:

* Reappointment to Advisory Boards

Suggested Action:

Reference: Reappointment Survey

Steve Skolnik has indicated his willingness to continue to serve on the Board of Appeals (BoA).

Jackson Tuthill has indicated his willingness to continue to serve on the Youth Advisory Committee (YAC).

Elizabeth Gaines has indicated her willingness to continue to serve on the Employee Relations Board (ERB).

David Shapiro has indicated his willingness to continue to serve on the Ethics Commission (EC).

Maria Silvia Miller has indicated her willingness to continue to serve on the Advisory Planning Board (APB).

Isabelle Gournay has indicated her willingness to continue to serve on the Advisory Planning Board (APB).

Bob Rudd has indicated his willingness to continue to serve on the Employee Relations Board (ERB).

Damien Ossi has indicated his willingness to continue to serve on the Forest Preserve Advisory Board (FPAB).

John Paul Schmit has indicated his willingness to continue to serve on the Forest Preserve Advisory Board (FPAB).

Approval of this item on the consent agenda will indicate Council's intent to appoint Mr. Skolnik, Mr. Tuthill, Ms. Gaines, Mr. Shapiro, Ms. Miller, Ms. Gournay, Mr. Rudd, Mr. Ossi and Mr. Schmit to a new term.

Attachments:

City Council Agenda Item Report

Meeting Date: February 14, 2022

Submitted by: Shaniya Lashley-Mullen

Submitting Department: Administration

Item Type: MEETINGS

Agenda Section: MEETINGS

Subject:

Meetings

Suggested Action:

2022 Meeting Schedule

The following suggested changes to Council's 2022 meeting scheduled are:

- No Work Session on Wednesday, March 16 (Purim)
- No Work Session on Monday, April 18 (Easter Monday);
- Reschedule Monday, May 30 Regular Meeting to Tuesday, May 31 (Memorial Day);
- Reschedule Monday, June 13 Regular Meeting to Monday, June 6 (To adopt budget before June 10 and MML Annual Conference in Ocean City – June 12-15);
- No Work Session on Wednesday, June 15 (MML Annual Conference in Ocean City – June 12-15); and
- No Work Session on November 16 (NLC City Summit in Kansas, MO – November 16-19).

A motion is required to approve this schedule change.

Attachments:

[meetings.pdf](#)

CITY OF GREENBELT, MARYLAND
25 Crescent Road, Greenbelt, MD 20770-1891



2/9/2022 8:38 AM

City Council Meetings & Work Sessions
February – March

Council Retreat	Sat.	02/05	9:30 am
Advisory Board Interview	Mon.	02/07	7:40 pm
Work Session – Green Advisory Committee on Environmental Sustainability	Mon.	02/07	8:00 pm
Advisory Board Interview	Wed.	02/09	7:40 pm
Work Session – Luminis Health Doctors Community Medical Center	Wed.	02/09	8:00 pm
Regular Meeting	Mon.	02/14	7:30 pm
Advisory Board Interview	Wed.	02/16	7:40 pm
Work Session – Pepco/WSSC	Wed.	02/16	8:00 pm
No Meeting – President's Day	Mon.	02/21	
Advisory Board Interview	Wed.	02/23	7:40 pm
Work Session – Economic Development Strategic Plan	Wed.	02/23	8:00 pm
Regular Meeting	Mon.	02/28	7:30 pm
Work Session – TBD	Wed.	03/02	8:00 pm
Work Session – TBD	Mon.	03/07	8:00 pm
Work Session – TBD	Wed.	03/09	8:00 pm
NLC Conference (Washington, DC)	Mon – Wed	03/14 – 03/16	
Regular Meeting	Mon.	03/14	7:30 pm
Work Session – Greenbelt Road Corridor Plan	Wed.	03/16	8:00 pm
Work Session – TBD	Mon.	03/21	8:00 pm
Work Session – TBD	Wed.	03/23	8:00 pm
Regular Meeting/ Budget Presentation	Mon.	03/28	7:30 pm
Budget Work Session – TBD	Wed.	03/30	8:00 pm

- Councilmembers will present reports on conferences, meetings and events as the last item of business at Monday Work Sessions.

This schedule is subject to change. For confirmation, call 301-474-8000. Regular and Special meetings and Work Sessions are open to the public. If special accommodations are required for any disabled person, please call 301-474-8000 or 301-474-3870 no later than 10 a.m. on the meeting day. Deaf individuals are advised to use Video Relay Services (VRS) at 711 or e-mail banderson@greenbeltmd.gov to reach the City Clerk.

Due to the COVID-19 precautions, the Council Meetings will be held online and is planned to be cablecast on Verizon 21, Comcast 71, and 996 and streamed to www.greenbeltmd.gov/municipalTV. Unless otherwise noted, Council meetings will be virtually by zoom. Zoom meeting information for public participation is posted on the City's website at www.greenbeltmd.gov on the meetings calendar.

Bonita Anderson, City Clerk

A NATIONAL HISTORIC LANDMARK

(301) 474-8000

fax (301) 441-8248
www.greenbeltmd.gov

MD RELAY 711

CITY OF GREENBELT, MARYLAND

25 Crescent Road, Greenbelt, MD 20770-1891



2/9/2022 8:38 AM

Ready to be scheduled:

Closed Session (*Cable Ordinance*)
MARC Train Service/ MDOT
Arts & Entertainment District
Potential Bond Referendum/Capital Financing
Parke Crescent Apartment Complex
Bernard Penney (*Memorial Donation in honor of Leonie Penney*)
Cemetery Plans
City Contracting Policy
DPW&T (*Bikeshare Program and Other Issues*)
BARC
Hotels
Board of Elections reports:
- Procedure for filling Council vacancies
- Proposal for voting by resident non-citizens
(*waiting for CRAB Report*)
Economic Development Advisory Committee
WMATA (March)
GEAC (*April 13th*)
Police Reform
Reparations Committee
ERB Reports: (#2020-01 Procedures for Employee Appeals and Grievances); (#2021-02 Collective Bargaining for Non-Managerial Employees) (*waiting for CRAB Report*)
Greenbelt East Communities

For later scheduling:

Zoning Enforcement
Parkway Apartment Owners/GHI (*parking*)
Northway Fields Master Plan
City Manager Updates (Jan, Pre-budget; July & Sept/Oct)
Meeting with County on Transportation Plan
Department of Permitting, Inspections & Enforcement (DPIE)
Museum Plan
Term Limits legislation (*referral submitted to CRAB*)
Majority Leader Hoyer

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MD RELAY 711

Annual														
Advisory Group Chairs	3/16	2/17	7/18	7/19	6/20	6/21								
Franklin Park at Greenbelt Station Mgmt.	8/16	11/17	12/18	12/19	12/20	12/21								
Greenbelt East Advisory Coalition	3/16	7/17	3/19	6/20										
Greenbelt Homes, Inc.	6/16	7/17	7/18	7/19	10/20	7/21	12/21							
Greenbelt Station	8/19	12/19	8/20	8/21										
County Executive/ County Council	12/13	9/16	1/19	8/20	11/20									
Biennial														
Roosevelt Center Merchants	11/16	1/18	1/20	1/22										
Beltsville Ag. Research Center/ NPS Greenbelt Park	03/14	7/16	8/18											
	7/15	1/18	1/20	1/22										
Beltway Plaza	9/14	3/17	9/20											
Greenbelt Community Garden Club	3/21	9/21												
Greenway Center	7/14	12/16	2/19	12/20										
Civic Associations	8/14	2/18	8/20											
NASA/GSFC	3/15	3/17	9/19	12/20										
PG Co. Economic Development Corp.	8/14	4/17	7/19	11/21										
School Board	2/16	5/17	10/18	3/19	9/20	9/21								
State Highway Administration	6/15	10/17	11/20											
Every Three Years														
Apartments	2/18	4/21												
Religious/Spiritual Organizations	3/13	6/15	6/19											
Greenbelt Watershed Groups	8/14	10/16	10/19											
Hotels														
University of Maryland	3/13	4/15												
Every Three Years or Major Issue														
Comcast	9/13	11/17	3/21											
Verizon	2/20													
PEPCO	9/14	1/17												
WSSC	12/12	9/16												
WGL	12/17													
Capital Office Park	12/12	1/16	9/19											
Other Business Parks:														
Maryland Trade Center														
Golden Triangle														
Hanover Parkway														
Belle Point														
Edmonston Road														

WMATA/PGDPW&T (Semi-Annual)	11/16	9/17	11/18	1/20										
Other/As Needed														
M-NCPPC/Planning Board (Major Issue)	6/06	7/14	10/19											
Business Coffee (Every Four Months)	2/21	6/21	10/21											
State's Attorney (4 years)	2/11	4/15	9/19											
Roosevelt Center Owner	9/15	8/20												

(Rev. February 3, 2022)