

HOUSE BILL 1467

L6, M1, M3

5lr3457

By: **Delegates Howard and Hornberger**

Introduced and read first time: February 7, 2025

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Local Finance – Special Taxing Districts – Erosion Prevention Projects and**
3 **Erosion Control Projects**

4 FOR the purpose of requiring interest earnings on money deposited for a certain taxing and
5 assessment district to be credited to that district; specifying that a certain provision
6 of law governing the petition process for the construction of an erosion prevention
7 project or erosion control project in a certain district does not apply to certain
8 planning, permitting, or cost estimate activities; and generally relating to special
9 taxing districts and erosion prevention projects and erosion control projects.

10 BY repealing and reenacting, without amendments,
11 Article – Local Government
12 Section 21–201 through 21–204 and 21–207
13 Annotated Code of Maryland
14 (2013 Volume and 2024 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article – Local Government
17 Section 21–205 and 21–206
18 Annotated Code of Maryland
19 (2013 Volume and 2024 Supplement)

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

22 **Article – Local Government**

23 21–201.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(b) “District” means a taxing and assessment district.

(c) “District council” means the governing body of a county acting as the district council for a district created under this subtitle.

(d) “Project” means an erosion prevention project or erosion control project.

21–202.

This subtitle supplements the provisions of the Natural Resources Article relating to shore erosion control projects.

21–203.

The purpose of projects constructed under this subtitle is to prevent erosion of land by any body of water in the State.

21–204.

(a) Each recorded subdivision that abuts a body of water in the State is a district.

(b) Each district established under this section shall be named for the subdivision from which the district is created.

21–205.

(a) The governing body of a county is the district council for each district in the county.

(b) A district council shall:

(1) keep a separate record of its proceedings for each district; and

(2) deposit all money received for each district to the credit of that district.

(c) **(1)** The district council shall:

(I) require the depository of money under subsection (b)(2) of this section to give the same security for the repayment of money deposited; and

(II) pay the same interest on the money as is required for the deposit of county funds.

(2) ANY INTEREST EARNINGS ON MONEY DEPOSITED FOR A DISTRICT SHALL BE CREDITED TO THAT DISTRICT.

1 21-206.

2 (A) (1) THIS SECTION DOES NOT APPLY TO:

3 (I) THE DEVELOPMENT AND COMPLETION OF PLANS AND
4 SPECIFICATIONS FOR THE CONSTRUCTION OF A PROJECT IN A DISTRICT;

5 (II) THE PERMITTING ACTIVITIES ASSOCIATED WITH THE
6 PROJECT; OR

7 (III) THE PREPARATION OF A COST ESTIMATE FOR THE PROJECT.

8 (2) THIS SECTION MAY NOT BE CONSTRUED AS LIMITING OR
9 RESTRICTING A DISTRICT FROM ACCESSING ANY MONEY KEPT FOR THE BENEFIT OF
10 THE DISTRICT TO PAY FOR AN ACTIVITY IDENTIFIED UNDER PARAGRAPH (1) OF THIS
11 SUBSECTION.

12 (B) The district council may construct a project in a district if requested by a
13 petition signed by at least 75% of the real property owners in the district.

14 21-207.

15 (a) (1) When the plans and specifications for the construction of a project in a
16 district are complete, the district council shall notify each owner of real property in the
17 district:

18 (i) that the plans and specifications for the construction of the
19 project are complete and can be inspected at the office of the governing body of the county;

20 (ii) of the probable cost of the project; and

21 (iii) of the date and place of a hearing on the petition.

22 (2) The notice shall be:

23 (i) mailed to the last known address of each property owner in the
24 district; and

25 (ii) published once each week for 2 successive weeks in a newspaper
26 of general circulation in the county.

27 (b) After holding a hearing, the district council shall decide whether to proceed
28 with the project.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
30 1, 2025.