

SENATE BILL 204

C8, L2

EMERGENCY BILL

7lr1266
CF 7lr1268

By: **Washington County Senators**

Introduced and read first time: January 19, 2017

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **PenMar Development Corporation – Dissolution – Authority of Washington**
3 **County Over Fort Ritchie**

4 FOR the purpose of repealing certain provisions of law relating to the PenMar Development
5 Corporation, its board of directors, and its powers to develop, manage, and control
6 Fort Ritchie; transferring certain remaining real and personal property interests,
7 along with certain contracts, leases, and liabilities from the Corporation to the Board
8 of County Commissioners for Washington County; requiring any party that has an
9 issue with the transfer from the Corporation to the Board to refer to the
10 memorandum of understanding between the Corporation and the Board; making
11 certain conforming changes; making this Act an emergency measure; and generally
12 relating to the dissolution of the PenMar Development Corporation and the transfer
13 of its assets and liabilities to the Board of County Commissioners for Washington
14 County.

15 BY repealing
16 Article – Economic Development
17 Section 11–501 through 11–520 and the subtitle “Subtitle 5. PenMar Development
18 Corporation”
19 Annotated Code of Maryland
20 (2008 Volume and 2016 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Economic Development
23 Section 11–301(b)
24 Annotated Code of Maryland
25 (2008 Volume and 2016 Supplement)

26 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
27 That Section(s) 11–501 through 11–520 and the subtitle “Subtitle 5. PenMar Development

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Corporation” of Article – Economic Development of the Annotated Code of Maryland be repealed.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Economic Development

11–301.

(b) (1) “Authority” means a corporation incorporated in accordance with this subtitle to act as a local redevelopment authority in accordance with criteria set by the United States Department of Defense or its military services under the federal Defense Base Closure and Realignment Act of 1990.

(2) “Authority” does not include:

(i) Bainbridge Development Corporation; **OR**

(ii) Holabird Working Group/Baltimore Development Corporation (BDC)]; or

(iii) PenMar Development Corporation].

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) On the effective date of this Act any remaining right, title, and interest in real property, together with all contracts, leases, liabilities, and personal property held by the PenMar Development Corporation shall be transferred to the Board of County Commissioners for Washington County.

(b) On completion of the transfer of real and personal property, contracts, leases, and liabilities from the PenMar Development Corporation to the Board of County Commissioners for Washington County and winding up of the Development Corporation’s affairs, as described in subsection (a) of this section, the PenMar Development Corporation and its Board of Directors shall terminate.

(c) If an issue arises concerning the transfer from the PenMar Development Corporation to the Board of County Commissioners for Washington County, any concerned party shall refer to the memorandum of understanding between the Corporation and the Board, dated July 12, 2016, in order to resolve the issue.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.