

Bill No.: \_\_\_\_\_

Requested: \_\_\_\_\_

Committee: \_\_\_\_\_

Drafted by: McNamee

Typed by: Alan

Stored – 10/24/07

Proofread by \_\_\_\_\_

Checked by \_\_\_\_\_

By: **Montgomery County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Local Government Tort Claims Act – Inclusion of**  
3 **Montgomery County Revenue Authority**

4 **MC 813-08**

5 FOR the purpose of altering the definition of a “local government” under the Local  
6 Government Tort Claims Act to include the Montgomery County Revenue  
7 Authority; and generally relating to the inclusion of the Montgomery County  
8 Revenue Authority under the Local Government Tort Claims Act.

9 BY repealing and reenacting, without amendments,  
10 Article – Courts and Judicial Proceedings  
11 Section 5-301(a)  
12 Annotated Code of Maryland  
13 (2006 Replacement Volume and 2007 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Courts and Judicial Proceedings  
16 Section 5-301(d)  
17 Annotated Code of Maryland  
18 (2006 Replacement Volume and 2007 Supplement)

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



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

21 **Article – Courts and Judicial Proceedings**

22 5–301.

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

24 (d) “Local government” means:

25 (1) A chartered county established under Article 25A of the Code;

26 (2) A code county established under Article 25B of the Code;

27 (3) A board of county commissioners established or operating under  
28 Article 25 of the Code;

29 (4) Baltimore City;

30 (5) A municipal corporation established or operating under Article 23A  
31 of the Code;

32 (6) The Maryland–National Capital Park and Planning Commission;

33 (7) The Washington Suburban Sanitary Commission;

34 (8) The Northeast Maryland Waste Disposal Authority;

35 (9) A community college or board of trustees for a community college  
36 established or operating under Title 16 of the Education Article, not including  
37 Baltimore City Community College;

38 (10) A county public library or board of trustees of a county public  
39 library established or operating under Title 23, Subtitle 4 of the Education Article;

40 (11) The Enoch Pratt Free Library or Board of Trustees of the Enoch  
41 Pratt Free Library;

- 42                   (12) The Washington County Free Library or the Board of Trustees of  
43 the Washington County Free Library;
- 44                   (13) A special taxing district;
- 45                   (14) A nonprofit community service corporation incorporated under  
46 State law that is authorized to collect charges or assessments;
- 47                   (15) Housing authorities created under Division II of the Housing and  
48 Community Development Article;
- 49                   (16) A sanitary district, sanitary commission, metropolitan commission,  
50 or other sewer or water authority established or operating under public local law or  
51 public general law;
- 52                   (17) The Baltimore Metropolitan Council;
- 53                   (18) The Howard County Economic Development Authority;
- 54                   (19) The Howard County Mental Health Authority;
- 55                   (20) A commercial district management authority established by a  
56 county or municipal corporation if provided under local law;
- 57                   (21) The Baltimore City Police Department;
- 58                   (22) A regional library resource center or a cooperative library  
59 corporation established under Title 23, Subtitle 2 of the Education Article;
- 60                   (23) Lexington Market, Inc., in Baltimore City;
- 61                   (24) The Baltimore Public Markets Corporation, in Baltimore City;
- 62                   (25) The nonprofit corporation serving as the local public transportation  
63 authority for Carroll County pursuant to a contract or memorandum of understanding  
64 with Carroll County (Carroll County Senior Overland Service, Inc., t/a Carroll Area  
65 Transit System);

66                   (26) The nonprofit corporation serving as the animal control and  
67                   licensing authority for Carroll County pursuant to a contract or memorandum of  
68                   understanding with Carroll County (the Humane Society of Carroll County, Inc.);

69                   (27) Garrett County Municipalities, Inc., in Garrett County; [and]

70                   (28) The nonprofit corporation serving as the local public transportation  
71                   authority for Garrett County pursuant to a contract or memorandum of understanding  
72                   with Garrett County (Garrett County Community Action Committee, Inc.); **AND**

73                   **(29) THE MONTGOMERY COUNTY REVENUE AUTHORITY.**

74                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
75                   July 1, 2008.