

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

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

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

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Stored – 10/27/10

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By: **Montgomery County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – School Buildings – Exclusive Authority to Issue**  
3 **Permits and Enforce Regulations and Codes**

4 **MC 11–11**

5 FOR the purpose of granting the Montgomery County government exclusive authority  
6 to issue permits and enforce regulations and codes associated with the  
7 construction, remodeling, and placement of certain school buildings; and  
8 generally relating to the authority of the Montgomery County government to  
9 issue permits and enforce regulations and codes associated with school  
10 buildings.

11 BY repealing and reenacting, with amendments,  
12 Article – Education  
13 Section 4–117  
14 Annotated Code of Maryland  
15 (2008 Replacement Volume and 2010 Supplement)

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

18 **Article – Education**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 4-117.

2 (a) On the recommendation of the county superintendent, a county board  
3 may employ architects to assist in preparing plans and specifications for constructing  
4 or remodeling a building.

5 (b) The construction or remodeling of a building shall conform to all  
6 applicable State and county building, electrical, fire, and plumbing regulations and  
7 codes. A fee may not be charged for any permit required pursuant to these regulations  
8 or codes for construction or remodeling, but a fee may be charged for water or sewer  
9 permits, or for connection and service charges for water and sewerage.

10 (c) (1) IN MONTGOMERY COUNTY, THE MONTGOMERY COUNTY  
11 GOVERNMENT SHALL HAVE EXCLUSIVE AUTHORITY TO ISSUE PERMITS AND  
12 ENFORCE REGULATIONS AND CODES ASSOCIATED WITH THE CONSTRUCTION OR  
13 REMODELING OF SCHOOL BUILDINGS OR THE PLACEMENT OF RELOCATABLE  
14 CLASSROOM BUILDINGS.

15 (2) THE EXCLUSIVE AUTHORITY GRANTED UNDER PARAGRAPH  
16 (1) OF THIS SUBSECTION APPLIES TO ALL PERMITS, REGULATIONS, AND CODES,  
17 INCLUDING BUILDING, ELECTRICAL, FIRE, PLUMBING, STORMWATER  
18 MANAGEMENT, AND FOREST CONSERVATION PERMITS, REGULATIONS, AND  
19 CODES.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2011.