



HB1364/253025/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

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BY: Montgomery County Delegation
(To be offered in the Environment and Transportation Committee)

AMENDMENTS TO HOUSE BILL 1364
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “County Executive of”; in the same line, after “County” insert “Council”; strike beginning with “to” in line 6 down through “proceedings” in line 8; strike beginning with “requiring” in line 11 down through “and” in line 13; in line 13, strike the second “the” and substitute “adequate”; and in line 14, after “funding” insert “for the People’s Counsel; authorizing the Montgomery County Council to remove an individual appointed as the People’s Counsel under certain circumstances”.

AMENDMENT NO. 2

On page 3, in line 5, strike “**COUNTY EXECUTIVE**” and substitute “COUNTY COUNCIL”; strike beginning with the “**TO**” in line 6 down through “**PLANNING**” in line 13 and substitute “WHO HAS SUBSTANTIAL EXPERIENCE WITH LAND USE PROCEDURES”; strike in their entirety lines 15 through 19, inclusive, and substitute:

“(1) IN ACCORDANCE WITH THE ACTION PLAN SPECIFIED IN THE COUNTY RACIAL EQUITY AND SOCIAL JUSTICE ACT, FOCUS ON SERVING POPULATIONS THAT HAVE BEEN TRADITIONALLY UNDERREPRESENTED, INCLUDING:

- (I) LOW-INCOME RESIDENTS;
- (II) RENTERS;
- (III) RESIDENTS WITH DISABILITIES; AND

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(IV) RESIDENTS WHO SPEAK A LANGUAGE OTHER THAN ENGLISH IN THE HOME;

(2) BE AN INDEPENDENT SOURCE OF INFORMATION TO EDUCATE RESIDENTS ON LAND USE PLANNING AND THE DEVELOPMENT REVIEW PROCESS, INCLUDING:

(I) PROVIDING INFORMATION AND TECHNICAL ASSISTANCE ON LAND USE AND ZONING TOPICS AND PROCESSES;

(II) PROVIDING GUIDANCE ON EFFECTIVE PARTICIPATION IN THE COUNTY LAND USE PROCESS; AND

(III) CONDUCTING PROACTIVE OUTREACH TO RESIDENTS OF THE COUNTY;

(3) IF REQUESTED BY PRINCIPAL PARTIES, ASSIST AND FACILITATE IMPLEMENTATION OF COMMUNITY LIAISON COMMITTEES;

(4) PREPARE AND WIDELY DISTRIBUTE INFORMATION THROUGH APPROPRIATE METHODS;

(5) RESPOND TO INQUIRIES FROM COUNTY RESIDENTS; AND

(6) PROACTIVELY MEET WITH RESIDENTS AND COMMUNITY GROUPS.”;

in line 20, after “NOT” insert “:

(1)”;

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in the same line, after “INDIVIDUAL” insert “, PUBLIC OR PRIVATE ENTITY,”; in line 21, after “PROCEEDING” insert “;

(2) REPRESENT ANY PARTY IN A PROCEEDING INVOLVING ZONING OR LAND USE IN THE COUNTY WITHIN 1 YEAR AFTER SERVING AS PEOPLE’S COUNSEL; OR

(3) GIVE TESTIMONY IN A PROCEEDING BEFORE A PUBLIC BODY EITHER AS A REPRESENTATIVE OR IN AN INDIVIDUAL CAPACITY”;

in the same line, after “ANY” insert “LEGAL OR ADMINISTRATIVE”; strike beginning with “(1)” in line 22 down through “(2)” in line 24 and substitute “THE PEOPLE’S COUNSEL SHALL PROVIDE AN ANNUAL REPORT TO THE COUNTY COUNCIL ON THE ACTIVITIES OF THE PEOPLE’S COUNSEL.

(F)”;

in line 24, after “APPROVE” insert “ADEQUATE”; in line 25, strike “AS PROVIDED FOR IN THE COMMISSION’S BUDGET PROPOSAL”; after line 25, insert:

“(G) THE COUNTY COUNCIL MAY REMOVE AN INDIVIDUAL APPOINTED TO SERVE AS THE PEOPLE’S COUNSEL FOR GOOD CAUSE BY AN AFFIRMATIVE VOTE OF SIX COUNCILMEMBERS.”;

and in line 27, strike “October” and substitute “July”.