

**COUNTY COMMISSIONERS OF CAROLINE COUNTY, MARYLAND**

**LEGISLATIVE BILL #2021-2**

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INTRODUCED BY: COMMISSIONERS FRANKLIN AND LEVENGOOD

INTRODUCED ON: JUNE 8, 2021

ATTEST:

  
\_\_\_\_\_  
DANIEL J. FRANKLIN, VICE PRESIDENT

PUBLIC HEARING: JUNE 22, 2021 BEGINNING AT 9:15 AM  
COURTHOUSE, 109 MARKET STREET, ROOM 106,  
DENTON, MARYLAND

THIRD READING:

ENACTED:

EFFECTIVE:

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**Chapter 29 – Emergency Communications System – Repeal**

**AN** Act concerning the County Emergency Communications System;  
**FOR** the purpose of deleting current codified language that is obsolete due to a change in State law governing the adoption of local 9-1-1 fees;  
**BY** repealing in its entirety Sections 29-1 and 29-2 of the Code of Public Local Laws of Caroline County, Maryland.

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**WHEREAS**, the County Commissioners of Caroline County, Maryland (the "County Commissioners") are authorized under Article XI-F of the Maryland Constitution and § 9-308 of the Local Government Article of the Annotated Code of Maryland (the "Local Government Article") to adopt public local laws in general;

**WHEREAS**, the County Commissioners are specifically authorized by § 1-311 of the Public Safety Article of the Annotated Code of Maryland (the "Public Safety Article") to adopt by resolution, after a public hearing, a local charge to be added to all current bills rendered for switched local exchange access services or commercial mobile radio service (CMRS) or other 9-1-1 accessible service in the county (the "Local 9-1-1 Fee") in order to support the 9-1-1 system;

**WHEREAS**, the County Commissioners held the required public hearing to adopt the Local 9-1-1 Fee on May 11, 2021 and approved the adoption of the Local 9-1-1 Fee on May 25, 2021 via Resolution #2021-009;

**WHEREAS**, because the Public Safety Article now permits the Local 9-1-1 Fee to be set by resolution, Chapter 29 of the Code of Public Local Laws of Caroline County is no longer necessary;

**WHEREAS**, the County Commissioners have determined this Bill is necessary and appropriate to protect and improve the general health, safety, and welfare of the County and its residents; and

**WHEREAS**, this Bill may also be known by its short title “Chapter 29 – Emergency Communications System – Repeal.”

**NOW, THEREFORE**, be it enacted by the County Commissioners of Caroline County, Maryland, that:

**SECTION 1.** Chapter 29 of the Code of Public Local Laws of Caroline County, Maryland is hereby repealed in its entirety as follows:

~~Chapter 29. Emergency Communications System~~

~~Article I. Fee~~

~~§ 29-1 Fee imposed.~~

~~A fee of \$0.50 per month shall be applied to all current bills rendered for switched local exchange access service within Caroline County for the purpose of operation and maintenance of the County 911 Emergency Communications System.~~

~~§ 29-2 Collection; deposit.~~

~~The telephone companies shall act as collection agents for this fee, which shall be deposited in the Maryland 911 Trust Fund and maintained on behalf of Caroline County.~~

**SECTION 2.** The Recitals to this Bill are incorporated herein and deemed a substantive part of this Bill.

**SECTION 3.** The provisions of this Bill are declared to be severable. If any section, subsection, sentence, clause, phrase, or portion of this Bill is for any reason held invalid or unconstitutional by any court or competent jurisdiction, the same shall be deemed separate, distinct, and independent from, and such holding shall not affect the validity of, the remaining portions of this Bill, it being the intent of the County that this Bill shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

**SECTION 4.** The Publishers of the Code of Public Local Laws of Caroline County, Maryland (the “Code”) in consultation with and subject to the approval of the County shall make non-substantive corrections to codification, style, capitalization, punctuation, grammar, spelling, organization, and any internal or external reference or citations to the Code that is incorrect or obsolete, with no further action required by the County Commissioners. All such corrections shall be adequately referenced and described in the editor's note following the section affected.

**SECTION 5.** The title of this Bill, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Bill for publication and all other purposes.

**SECTION 6.** This Bill shall take effect on \_\_\_\_\_, 2020.

Enacted this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**ATTEST:**

**COUNTY COMMISSIONERS OF  
CAROLINE COUNTY, MARYLAND**

\_\_\_\_\_  
Mary Berneski, Paralegal

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Larry C. Porter, President

(SEAL)

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Daniel J. Franklin Vice President

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Wilbur Levensgood, Jr., Commissioner