

(House Bill 1048)

AN ACT concerning

Frederick County - Incorporation of Volunteer
Fire and Rescue Organizations

FOR the purpose of providing that proposed incorporations of volunteer fire or rescue organizations in Frederick County shall be approved by the Frederick County Board of Commissioners or a Frederick County municipal government; providing that the Department of Assessments and Taxation may not accept articles of incorporation from volunteer fire or rescue organizations in Frederick County without accompanying resolution of approval; and generally relating to requirements for incorporation of volunteer fire or rescue organizations in Frederick County.

BY repealing and reenacting, with amendments,

Article - Corporations and Associations
Section 2-102
Annotated Code of Maryland
(1975 Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Corporations and Associations

2-102.

(a) [In] EXCEPT AS PROVIDED ELSEWHERE IN THIS SECTION, IN order to form a corporation, one or more adult individuals acting as incorporators shall:

(1) Sign and acknowledge articles of incorporation; and

(2) File them for record with the Department.

(b) (1) When the Department accepts articles of incorporation for record, the proposed corporation becomes a body corporate under the name and subject to the purposes, conditions, and provisions stated in the articles.

(2) Except in a proceeding by the State for forfeiture of a corporation's charter, acceptance of the articles for record by the Department is conclusive evidence of the formation of the corporation.

(3) THE DEPARTMENT MAY NOT ACCEPT ARTICLES OF INCORPORATION FROM A FIRE OR RESCUE ORGANIZATION THAT