

Maryland; and generally relating to the disposition of real property.

BY repealing and reenacting, with amendments,

Article - Education

Section 4-115

Annotated Code of Maryland

(1997 Replacement Volume and 1998 Supplement)

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

Article - Education

4-115.

(a) In this subtitle, "county council" means, in Baltimore City, the Mayor and City Council of Baltimore.

(b) With the approval of the State Superintendent, each county board may:

(1) Buy or otherwise acquire land, school sites, or buildings; and

(2) Rent, repair, improve, and build school buildings or approve contracts for doing so, if the plans conform to the bylaws, rules, and regulations of the State Board.

(c) (1) (I) [If] EXCEPT AS PROVIDED IN THIS PARAGRAPH, IF, with the approval of the State Superintendent, a county board finds that any land, school site, or building no longer is needed for school purposes, it shall be transferred by the county board to the county commissioners or county council and may be used, sold, leased, or otherwise disposed of, except by gift, by the county commissioners or county council.

(II) IN HARFORD COUNTY, IF, WITH THE APPROVAL OF THE STATE SUPERINTENDENT, THE COUNTY BOARD FINDS THAT ANY LAND, SCHOOL SITE, OR BUILDING IS NO LONGER NEEDED FOR SCHOOL PURPOSES, IT SHALL BE TRANSFERRED BY THE COUNTY BOARD TO HARFORD COUNTY, MARYLAND, AND DISPOSED OF IN ACCORDANCE WITH THIS SECTION.

(2) With the approval of the State Superintendent, the Cecil County Board may transfer, with or without charge, any of its property to the board of trustees of a public community college.

(d) In Baltimore County, the Baltimore County Board of Education must notify the Baltimore County Office of Planning and Zoning of any schools it is considering for closure and request from that Office a written recommendation on the proposed action. If the Office of Planning and Zoning wishes to make a recommendation, it must be submitted to the Board no later than November 1 of the calendar year preceding the proposed closure. The Board of Education shall consider these recommendations at least 3 months before taking final action. These provisions may be waived by mutual agreement.