

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2025 Legislative Session

Bill No. CB- -2025

Chapter No. _____

Proposed and Presented by Council Member Hawkins

Introduced by _____

Co-Sponsors _____

Date of Introduction _____

BILL

1 AN ACT concerning

2 The Legacy Wealth Construction Incentive Program

3 For the purpose of establishing an incentive program to reduce disparities in private sector

4 construction projects by increasing economic opportunities for **minority-owned businesses and**

5 locally owned and operated businesses in Prince George's County.

6 BY adding:

7 **SUBTITLE 10. FINANCE AND TAXATION.**

8 **Section 10-364**

9 The Prince George's County Code

10 (2023 Edition; 2024 Supplement).

11 **WHEREAS** the Prince George's County Office of Central Services contracted with MGT
12 Consulting Group to conduct a Prince George's County Utilization and Availability Study
13 ("County Disparity Study"), released in December of 2019, which assessed racial and ethnic
14 disparities in private sector opportunities in the Prince George's County Government from 2010
15 and 2018;

16 **WHEREAS** the County Disparity Study found that only 3.1% of private sector
17 construction dollars spent in Prince George's County were awarded to contractors who were
18 minority or woman-owned businesses;

19 **WHEREAS** the County Disparity Study found several statistically significant racial and
20 ethnic disparities within multiple categories of private sector spending, especially in private
21 sector construction activities;

WHEREAS the County Disparity Study recommends utilizing a combination of racially neutral and narrowly tailored racially conscious policy measures to reduce disparities in economic opportunities for minority and women owned firms doing business in Prince George's County;

WHEREAS private sector spending with businesses based in Prince George's County, especially those with majority ownership by County residents, promotes the local circulation of legacy wealth within communities in the County, creating positive improvements to Prince George's County's business tax base by the increasing the ability to invest in important public priorities like public education, public roads and transit services, public safety, and services for seniors and veterans, while reducing the need to burden residential property taxes for such services, NOW THEREFORE,

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Section 10-364 of the Prince George's County Code be and the same is hereby added:

SUBTITLE 10. FINANCE AND TAXATION.

DIVISION 36. LEGACY WEALTH CONSTRUCTION INCENTIVE PROGRAM.

Sec. 10-364. Legacy Wealth Construction Incentive Program established.

(a) An applicant for a building or grading permit authorized by Subtitle 4 of the Code shall receive reimbursement from the County equivalent to 50% of the amount of any fees required or authorized under Subtitle 4 paid for the approval of such building or grading permit if, upon completion of the permitted work,

(1) At least 50% of the expenditures for the work that was approved by the permit were paid to

~~(A) County-based Minority Businesses Enterprises and/or~~

~~(B) Locally-owned and Operated Businesses; and~~

(2) The prime or general contractor (or prime or general contractor team or joint venture) for the work that was approved by the permit consisted of one or more businesses that are

~~(A) County-based minority business enterprises and/or~~

~~(B) Locally-owned and Operated Businesses; and~~

(3) The Supplier Development and Diversity Division (SDDD) approves in writing that the requirements of Paragraphs (1) and (2), above, have been satisfied.

(b) ~~In this Section, County-based Minority Business Enterprise has the meaning set forth in Section 10A-101(a)(13.2) and Locally-owned and Operated Business has the meaning set forth in Section 10-335(a)(4).~~

(c) SDDD shall establish an application and approval process for the Legacy Wealth Construction Incentive Program to determine whether applicants meet the requirements of Subsection (a)(1) and (a)(2), above.

(d) Upon receiving written approval of an approved Legacy Wealth Construction Incentive from SDDD in accordance with the process authorized pursuant to Subsection (c), above, the Office of Finance shall remit payment of the incentive to the applicant in the amount in accordance with Subsection (a), above.

* * * * *

SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this Act, since the same would have been enacted without the incorporation in this Act of any such invalid or unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection, or section.

SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45) calendar days after it becomes law.

Adopted this _____ day of _____, 2025.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Edward P. Burroughs III
Chair

ATTEST:

Donna J. Brown
Clerk of the Council

APPROVED:

DATE: _____ BY: _____

Aisha N. Braveboy
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks *** indicate intervening existing Code provisions that remain unchanged.

* * * * *

LDR-144-cb-Legacy Wealth Construction Incentive Program.Bill.2025