

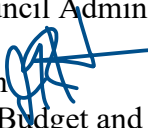


April 23, 2024

FISCAL AND POLICY NOTE

TO: Jennifer A. Jenkins
Council Administrator

Colette R. Gresham, Esq.
Deputy Council Administrator

THRU: Josh Hamlin 
Director of Budget and Policy Analysis

FROM: Roger G. Banegas 
Legislative Budget and Policy Analyst

RE: Policy Analysis and Fiscal Impact Statement
CB-017-2024 The Board of Appeals Composition and Salary Revision

CB-017-2024 (proposed and sponsored by: Council Member Ivey)

Assigned to Government Operations and Fiscal Policy (GOFP) Committee

AN ACT CONCERNING THE BOARD OF APPEALS COMPOSITION AND SALARY REVISION for the purpose of decreasing the composition of the Board of Appeals, increasing the monthly salary rate for each member of the Board of Appeals and the additional annual salary rate for the Chairman of the Board of Appeals.

Fiscal Summary

Direct Impact

Expenditures: Additional expenditures of \$9,250 per year for increased compensation.

Revenue: No revenue impact likely.

Indirect Impact

None likely.

Legislative Summary:

CB-017-2024¹, proposed and sponsored by Council Member Ivey, was presented on March 12th, 2024, and referred to the Government Operations and Fiscal Policy (GOFP) Committee. The proposed bill aims to decrease the composition of the Board of Appeals, increase the monthly salary rate for each member of the Board of Appeals, and increase the annual salary rate for the Chairman of the Board of Appeals.

Current Law/Background:

Section 22-309 of the Land Use Article of the Annotated Code of Maryland² provides the composition of the Board of Appeals for Prince George's County. Section 22-309(b) states that:

- (1) the County Council of Prince George's County shall appoint three members to the board.
- (2) Each member of the board shall be a resident of the regional district in Prince George's County.
- (3) The term of a member is 4 years.
- (4) A member who is appointed to fill a vacancy shall serve for the rest of the term.

Under the current County law, Section 2-119³ provides the composition for the Board of Appeals along with term limits and compensation rates. CB-086-2021⁴ temporarily expanded the composition of the Board of Appeals in the County to five (5) members until December 31, 2022. The members were to be appointed by the Council for a term of four (4) years or until their successors were appointed and duly qualified. The compensation rates for members are set at seven hundred fifty dollars (\$750.00) per month. An additional one thousand five hundred dollars (\$1,500.00) per year for the Chair of the Board of Appeals is to be provided for administrative responsibilities.

Resource Personnel:

- Leroy D. Maddox Jr., Legislative Attorney
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¹ [CB-017-2024](#)

² [Md. Code, Land Use § 22-309](#)

³ [Prince George's County Code Section 2-119](#)

⁴ [CB-086-2021](#)

Discussion/Policy Analysis

CB-017-2024 would amend Subtitle 2. *Administration*. Division 4. *Board of Appeals*. Section 2-119 to decrease the composition of the Board of Appeals, increase the monthly salary rate for each member, and increase the additional annual salary rate for the Chairman of the Board of Appeals. The composition of the Board of Appeals is proposed to be reverted back to the three (3) members by virtue of the terms of CB-086-2021, which set the end date for the five (5) member composition until December 31, 2022. These members are to be appointed by the Council for a term of four (4) years or until their successors are appointed and duly qualified. The term of the appointments will be required to coincide with the term of office of the Council.

Additionally, the bill proposes that the compensation rate of the members will increase to One Thousand Dollars (\$1,000.00) per month compared to the previous rate of Seven Hundred Fifty Dollars (\$750.00). The Chair of the Board of Appeals will be compensated an additional One Thousand Seven Hundred Fifty Dollars (\$1,750.00) per year for administrative responsibilities compared to the previous rate of One Thousand Five Hundred Dollars (\$1,500.00). The last time this increase occurred was through CB-014-2000⁵, which set the compensation rate for members of the Board of Appeals to seven hundred fifty dollars (\$750.00) per month and an additional one thousand five hundred dollars (\$1,500.00) per year for the Chair for administrative responsibilities.

Fiscal Impact

- *Direct Impact*

Enactment of CB-017-2024 will have an adverse direct fiscal impact on the County in the form of additional compensation of \$250 per month for each member (totaling \$750 per month additional) and an additional \$250 per year for the Chair of the Board of Appeals. The total annual additional expenditure required would be \$9,250 per year.

- *Indirect Impact*

CB-017-2024 is not expected to have any indirect fiscal impacts on the County.

- *Appropriated in the Current Fiscal Year Budget*

No.

⁵ [CB-014-2000](#)

Effective Date of Proposed Legislation:

The Act shall take effect forty-five (45) calendar days after it becomes law.

If you require additional information or have questions about this fiscal impact statement, please reach out to me via email.