

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

1996 Legislative Session

Bill No. _____ CB-37-1996

Chapter No.

Proposed and Presented by _____ Council Members Del Giudice and MacKinnon

Introduced by _____ Council Members Del Giudice and MacKinnon

Co-Sponsors

Date of Introduction _____ July 2, 1996

CHARTER AMENDMENT

AN ACT concerning

Amendment of Section 817B, Charter of Prince George's County

For the purpose of proposing an amendment to Section 817B of the Charter of Prince George's County to impose a limitation on the total amount of ad valorem property taxes levied for the county, Maryland-National Park & Planning Commission, and the stormwater management district and to permit an annual increase in the real property tax rate of not more than three percent.

BY proposing an amendment to:

Section 817B,

Charter of Prince George's County, Maryland.

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that the following amendment to Section 817B, Charter of Prince George's County, Maryland, is hereby proposed:

Section 817B. TAX RATE LIMITATION.

(a) (1) Except as provided in this Section 817B, the Council shall not levy a real property tax which would result in a total collection of real property taxes greater than the amount collected in fiscal year 1979;

(2) The Council may levy a real property tax which would result in a total collection of real property taxes greater than the amount collected in fiscal year 1979 if the combined real property tax rate of the County, the Maryland-National Capital Park &

Planning Commission, and the stormwater management district does not exceed [Two] Three Dollars and [forty] fourteen and one half cents [(\$2.40)] (\$3.145) for each One Hundred Dollars (\$100.00) of assessed value.

(3) Beginning with fiscal year 1998 the Council may levy a real property tax which would result in a total collection of real property taxes greater than the amount collected in fiscal year 1979 if the real property tax rate does not exceed the tax rate for the prior fiscal year by three percent (3%).

(b) In the event that any annual collection of real property taxes exceeds the limits set forth in this section as estimated in the annual budget projections, said excess shall be placed in the contingency fund, and, if not used during the current fiscal year, said excess will be included in the budget estimate for real property taxes in the following fiscal year.

(c) In the event the County Council shall establish, pursuant to proper authority, any separate class of residential real property tax, then, and in that event, all other classes of real property taxes would be exempt from this section, and the total real property taxes on residential real property shall not exceed the total amount of taxes collected on residential real property in fiscal year 1979.

(d) In accordance with the provisions of Section 9-105 of the Tax-Property Article of the Annotated Code of Maryland, on or before January 1 of each year, the County Council shall set, by law, the homestead credit percentage for the taxable year beginning the following July 1. The homestead credit percentage shall be no greater than 100% plus the percentage of increase in the Consumer Price Index for the previous twelve months, rounded to the nearest whole number, but not more than 105%.

(e) Upon approval by an affirmative vote of six Council members, the Council may levy an ad valorem tax on real property tax rate in excess of Three Dollars and fourteen and one half cents (\$3.145) for each One Hundred Dollars (\$100.00) of assessed value at a rate equal to 103% of the rate in effect in the preceding fiscal year.

SECTION 2. BE IT FURTHER ENACTED that a copy of this Act be transmitted to the County Executive for publication and that a copy also be transmitted to the Board of Supervisors of Elections for submission of the proposed amendment to the voters of this

County at the 1996 General Election pursuant to Section 1105 of the Charter.

SECTION 3. BE IT FURTHER ENACTED that the question of adoption of this proposed Charter Amendment shall be submitted to the voters of the County at the General Election occurring on November 5, 1996, and shall be placed on the ballot in the following form:

PROPOSED CHARTER AMENDMENT

To limit the combined real property tax rate of the County, the Maryland-National Capital Park & Planning Commission, and the stormwater management district to Three Dollars and fourteen and one half cents (\$3.145) for each One Hundred Dollars (\$100.00) of assessed value and to allow for an annual increase in the real property rate of not more than three percent by a two-thirds vote of the County Council.

Adopted this ____ day of _____, 1996, by an affirmative vote of two-thirds of the members of the full County Council.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY:

Stephen J. Del Giudice
Chairman

ATTEST:

Joyce T. Sweeney
Clerk of the Council

KEY:

Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.

