COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

1996 Legislative Session

Bill No.   CB-65-1996

Chapter No.

Proposed and Presented by   Chairman Del Giudice (by request - Board of Education)

Introduced by

Co-Sponsors

Date of Introduction

CHARTER AMENDMENT

AN ACT concerning

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

For the purpose of proposing amendments to Section 817B of the Charter of Prince George's County to permit an increase in the real property taxes collected by the County, to be tied into the Consumer Price Index, and to change the homestead credit percentage.

BY proposing amendments to:

Sections 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] 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 the prior fiscal year plus 105% of the percentage of increase in the Consumer Price Index for the previous twelve months, rounded to the nearest whole number. [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 real property tax rate does not exceed Two Dollars and forty cents ($2.40) for each One

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Hundred Dollars ($100.00) of assessed value.]

(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)] (c) 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 110%. [no greater that 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%.]

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:

<center>PROPOSED CHARTER AMENDMENT</center>

To provide that the amount real property taxes collected by the County be tied to the Consumer Price Index; and to change the homestead credit percentage.

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.