

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2017 Legislative Session

Bill No. CB-56-2017

Chapter No. _____

Proposed and Presented by Council Member Franklin

Introduced by _____

Co-Sponsors _____

Date of Introduction _____

BILL

1 AN ACT concerning

2 Adequate Public School Facilities

3 For the purpose of clarifying the manner of local appropriation for funds received by the County
4 pursuant to the School Facilities surcharge imposed upon certain new residential construction, in
5 furtherance of the public safety, health, and welfare of the citizens and residents of Prince
6 George's County.

7 BY repealing and reenacting with amendments:

8 SUBTITLE 4. BUILDING.

9 Section 4-352,

10 The Prince George's County Code

11 (2015 Edition; 2016 Supplement).

12 WHEREAS, the General Assembly amended Subtitle 10 of the Code and prescribed in
13 Section 10-192.01 the amount and purposes for the school facilities surcharge assessed on new
14 residential construction in the County; and

15 WHEREAS, Section 10-192.01 also authorizes school surcharge funds to be spent for the
16 purposes of: (1) additional or expanded public school facilities such as renovations to existing
17 school buildings or other systemic changes; or (2) debt service on bonds issued for additional or
18 expanded public school facilities or new school construction; and

19 WHEREAS, Section 10-192.01 does not prescribe the specific school facility projects upon
20 which school surcharge funds may be spent, nor does it specify the location of those such

1 projects in the County, and instead leaves such determinations as to appropriation of these funds
2 to the County under its budget authority; and

3 WHEREAS, in furtherance of benefit to the public health and welfare of the citizens and
4 residents of Prince George’s County, the County Council finds that there is a need to clarify the
5 method for expenditure of school surcharge funds in order to more directly mitigate the impact
6 of new residential construction on nearby public school facilities; now, therefore,

7 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
8 Maryland, that Section 4-352 of the Prince George's County Code be and the same is hereby
9 repealed and reenacted with the following amendments:

10 **SUBTITLE 4. BUILDING.**

11 **DIVISION 5. ADMINISTRATIVE PROVISIONS.**

12 **Sec. 4-352. - Fee Schedule.**

13 * * * * *
14 (n) School Facilities Surcharges:
15 * * * * *

16 (6) Fifty percent (50%) of any school facility surcharges assessed pursuant to the
17 provisions of this Section and Subtitle 10 of this Code shall be spent on eligible public school
18 projects located within the neighborhood school boundaries applicable to the new residential
19 construction at the time of issuance of building permits.

1 SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)
2 calendar days after it becomes law.

Adopted this ____ day of _____, 2017.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Derrick Leon Davis
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Rushern L. Baker, III
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.