

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

Bill No. CB-31-2017

Chapter No. \_\_\_\_\_

Proposed and Presented by Council Members Glaros, Turner, Davis, Toles, Lehman,  
Harrison and Franklin

Introduced by \_\_\_\_\_

Co-Sponsors \_\_\_\_\_

Date of Introduction \_\_\_\_\_

**BILL**

1 AN ACT concerning

2 Parking Enforcement

3 For the purpose of providing for the transfer of the authority, responsibilities, personnel, and  
4 budget and any additional matters regarding parking regulations from the Department of the  
5 Environment to the Revenue Authority, providing for a Memorandum of Understanding;  
6 providing for the expanded authority of the Revenue Authority over abandoned vehicles,  
7 providing for the expanded authority of the Revenue Authority over parking regulations;and  
8 generally relating to vehicles and parking.

9 BY adding:

10 SUBTITLE 21A. REVENUE AUTHORITY.  
11 Sections 21A-308, 21A-309, 21A-310,  
12 The Prince George's County Code  
13 (2015 Edition; 2016 Supplement).

14 BY repealing and reenacting with amendments:

15 SUBTITLE 26. VEHICLES AND TRAFFIC.  
16 Section 26-162,  
17 The Prince George's County Code  
18 (2015 Edition; 2016 Supplement).

19

1 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
 2 Maryland, that Sections 21A-308 and 21A-309 of the Prince George's County Code be and the  
 3 same are hereby added:

4 **SUBTITLE 21A. REVENUE AUTHORITY.**

5 **DIVISION 3. PARKING AND PARKING FACILITIES.**

6 **Sec. 21A-308. Transfer of authority; responsibilities.**

7 (a) The Department of the Environment shall transfer to the Revenue Authority all of its  
 8 vehicle and parking authority including, but not limited to: the towing of vehicles, the direction  
 9 and control of the Vehicle Audit Unit, the provision for vehicle show cause hearings, to the  
 10 extent currently provided by the Department of the Environment and all other parking functions  
 11 provided by the Department of the Environment. The Revenue Authority shall enforce all  
 12 expanded transferred authority and responsibilities pursuant to Subtitle 26 of this Code.

13 **Sec. 21A-309. Transfer of Department of Environment parking enforcement budget;**  
 14 **personnel.**

15 (a) The budget of the Department of the Environment for parking enforcement shall be  
 16 transferred to the Revenue Authority.

17 (b) Funding for personnel required pursuant to this transfer shall be included in the  
 18 budget of the Revenue Authority.

19 **Sec. 21A-310. Memorandum of Understanding.**

20 (a) There is currently a Memorandum of Understanding between the Prince George's  
 21 County Police Department and the Department of the Environment outlining the transfer of  
 22 authority of certain parking enforcement provisions in the prior transfer of authority transaction.  
 23 This Act shall require that the Revenue Authority enter into a Memorandum of Understanding  
 24 with the appropriate contractual parties regarding this transfer of authority, responsibilities,  
 25 budget, personnel and any additional matters relating this transaction and generally to parking  
 26 enforcement.

27 SECTION 2. BE IT ENACTED by the County Council of Prince George's County,  
 28 Maryland, that Section 26-162 of the Prince George's County Code be and the same is hereby  
 29 repealed and reenacted with the following amendments:

30 **SUBTITLE 26. VEHICLES AND TRAFFIC.**

31 **DIVISION 14. ABANDONED VEHICLES.**

1 **Sec. 26-162. Abandoned vehicles prohibited.**

2 (a) No person shall leave any abandoned vehicle at any place within the County and  
 3 no owner, lessee, or custodian in charge of any lot, field, road, street, lane, or other property  
 4 shall permit any abandoned vehicle to remain on such property within the County.

5 (b) **Abandoned vehicle** means any motor vehicle, trailer, or semitrailer:

6 (1) That is inoperable and left unattended on public property for more than forty-  
 7 eight (48) hours;

8 (2) That has remained illegally on public property for more than forty-eight (48)  
 9 hours;

10 (3) That has remained on public property for more than forty-eight (48) hours;  
 11 and

12 (A) Is not displaying currently valid registration plates; and/or

13 (B) Is displaying registration plates of another vehicle; and/or

14 (C) Is in violation of Section 26-122.01 of this Subtitle;

15 (4) That has remained on private property for more than forty-eight (48) hours;  
 16 and

17 (A) Is inoperable in that one or more of its major mechanical components,  
 18 including but not limited to engine, transmission, drive train, and wheels, is missing or not  
 19 functional unless such vehicle is kept in an enclosed building or as permitted by Subtitle 13  
 20 or Subtitle 27 of the Code; or

21 (B) Is not displaying currently valid registration plates; or

22 (C) Is displaying registration plates of another vehicle.

23 (c) Any partially dismantled, wrecked, or junked motor vehicle may be presumed to  
 24 have been or be abandoned.

25 (d) Any person issued a citation for a violation of this Section shall be subject to a fine  
 26 of Fifty Dollars (\$50.00) for each violation.

27 (e) Curbstoning, as defined in Section 26-122.01 of this Subtitle, shall be subject to a  
 28 fine of up to One Thousand Dollars (\$1,000) for each offense.

29 (f) The Revenue Authority of Prince George's County shall be authorized to enforce  
 30 this Code provision.

1           (g) In addition to the authority and responsibilities of the Revenue Authority conferred  
2 pursuant to Subtitle 26 of this Code, the Revenue Authority shall assume authority and  
3 responsibilities held by the Department of Environment upon the date of transfer.

4           SECTION 3. The date of transfer of parking authority, responsibilities, budget, and  
5 personnel from the Department of Environment to the Revenue Authority shall be 30 calendar  
6 days following the effective date of this Act.

7           SECTION 4. BE IT FURTHER ENACTED that the provisions of this Act are hereby  
8 declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph,  
9 sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of  
10 competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining  
11 words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this  
12 Act, since the same would have been enacted without the incorporation in this Act of any such  
13 invalid or unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection,  
14 or section.

15           SECTION 5. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)  
16 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.