

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

Legislative Session _____ 1991 _____

Bill No. _____ CB-65-1991 _____

Chapter No. _____ 51 _____

Proposed and Presented by The Chairman (by request -
County Executive)

Introduced by Council Members Wineland and Bell

Co-Sponsors _____

Date of Introduction June 4, 1991

BILL

AN ACT concerning

Health Fees

FOR the purpose of amending certain fines and fees charged by the Health Department for permits and inspections.

BY repealing and reenacting with amendments:

SUBTITLE 5. BUSINESSES AND LICENSES.

Sections 5-218.1,
5-254, and
5-276,

The Prince George's County Code
(1987 Edition, 1989 Supplement).

BY repealing and reenacting with amendments:

SUBTITLE 12. HEALTH.
Sections 12-110,

12-111, and

12-166,

The Prince George's County Code
(1987 Edition, 1989 Supplement).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Sections 5-218.1, 5-254, 5-276, 12-110, 12-111, and 12-166 of the Prince George's County Code be and the same are hereby repealed and reenacted with the following amendments:

SUBTITLE 5. BUSINESSES AND LICENSES.

DIVISION 17. SWIMMING POOLS.

Subdivision 3. Licenses.

Sec. 5-218.1. Fee.

The fee for the issuance of a public swimming pool operator's license shall be [Ten Dollars (\$10.00)] Fifteen Dollars (\$15.00).

DIVISION 20. NURSING HOMES AND RELATED FACILITIES.

Sec. 5-254. License fee.

The annual license fee for each facility shall be [One Dollar (\$1.00)] Four Dollars (\$4.00) per bed with a minimum fee of Twenty-five Dollars (\$25.00) for each facility, renewable annually upon payment of the fee.

DIVISION 22. PUBLIC SPAS.

Subdivision 2. Licenses.

Sec. 5-276. Public spa license required.

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(c) Each application for a public spa license shall be accompanied by a fee of [One Hundred Fifty Dollars (\$150.00)] Two Hundred Dollars (\$200.00), no part of which shall be refundable. Except, however, that no fee shall be required for public spas which are located on the same premises with swimming pools currently licensed by the Health Department in accordance with Division 17 of this Subtitle.

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SUBTITLE 12. HEALTH.

DIVISION 2. FOOD SERVICE FACILITIES.

Subdivision 3. Permits and Inspections.

Sec. 12-110. Posting permit; term; renewal; fees.

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(c) The permit fee shall be Fifty Dollars (\$50.00) for Class II, and One Hundred Fifty Dollars (\$150.00) for Class I, III and IV "special food service facilities" as defined in COMAR 10.15.03; One Hundred Fifty Dollars (\$150.00) for non-profit organizations not specifically exempted from the fee in this Subsection (c) or Subsection (g), below; One Hundred Fifty Dollars (\$150.00) for facilities with a Low Priority Hazard Analysis Critical Control Point (HACCP) assessment; Two Hundred Fifty Dollars (\$250.00) for facilities with a Moderate Priority HACCP assessment; Three Hundred Fifty Dollars (\$350.00) for facilities with a High Priority HACCP assessment; and [One Hundred Seventy-five Dollars (\$175.00)] Two Hundred Fifty Dollars (\$250.00) for all other food service facilities which do not have a HACCP priority assessment, provided

that non-profit organizations operating for a temporary period food and drink concessions which are staffed solely by members of the organization shall not be required to pay the fees prescribed in this Section; and provided further that food service facilities operated by the Prince George's County Board of Education, Blind Industries and Services of Maryland established by Chapter 566, Acts of 1908, or the Capital Area Food Bank, Inc. and its recipient organizations in Prince George's County, Maryland, shall not be required to pay the fees prescribed in this Section. The Capital Area Food Bank, Inc., will provide a list of recipient organizations to the Prince George's County Health Department on the first day of each year and amend that list as new recipient organizations are added.

(d) At the time of submitting plans to the Health Department for a new food service facility, a fee of One Hundred Fifty Dollars [(\$100.00)] (\$150.00) shall be paid to help defray the cost of processing of the plans and the initial inspection. An additional fee of Fifty Dollars (\$50.00) shall be paid for each reinspection required prior to approval of a use and occupancy permit.

(e) Any holder of a permit issued pursuant to this Section who is required to pay a fee for said permit and who fails to submit to the Health Officer an application for renewal of the permit, together with the required fee, no later than five (5) days following the expiration date of the existing permit, shall be assessed an additional fee of [Ten Dollars (\$10.00)] Fifteen Dollars (\$15.00) per day for each day following the expiration date of the

existing permit.

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Sec. 12-111. Closure; reinstatement after suspension of permit; fines.

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(b) Any person whose permit has been suspended pursuant to the regulations adopted herein may at any time thereafter apply in writing for reinstatement of the permit. Upon receipt of such application, the Health Officer shall have an inspection of the premises made, and if the food service facility is found to be in compliance with the requirements of this Division, the appropriate requirements of the Secretary of Health and Mental Hygiene and the health laws of the State and County, the Health Officer shall reinstate the permit. A fee of Seventy-five Dollars (\$75.00) shall be paid for each such inspection performed during regular working hours and a fee of One Hundred Fifty Dollars (\$150.00) shall be paid for inspections performed during weekend or evening hours.

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DIVISION 6. VENDING MACHINES.

Sec. 12-166. Permit fee.

(a) For every vending machine location permit issued, a fee of [Fifty Dollars (\$50.00)] Seventy Dollars (\$70.00) shall be paid before the issuance of any permit.

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

Adopted this 9th day of July, 1991.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Richard J. Castaldi
Chairman

ATTEST:

Maurene W. Epps
Acting Clerk of the Council

APPROVED:

DATE: _____

BY: _____
Parris N. Glendening
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.