
By: Prince George's County Delegation

Introduced and read first time: February 1, 1996

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - School Facilities Surcharge**
3 **PG 423-96**

4 FOR the purpose of modifying authorization for the imposition of a school facilities
5 surcharge in Prince George's County by eliminating an exemption from certain
6 requirements under the County's adequate facility ordinance based on payment of
7 the surcharge.

8 BY repealing and reenacting, with amendments,
9 The Public Local Laws of Prince George's County
10 Section 10-192.1
11 Article 17 - Public Local Laws of Maryland
12 (1991 Edition and 1994 Supplement, as added by Chapter 66 of the Acts of the
13 General Assembly of 1995)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article 17 - Prince George's County**

17 10-192.1.

18 (a) Subject to subsection (b) of this section, the County Council, by ordinance,
19 may impose a school facilities surcharge on new residential construction for which a
20 building permit is applied for on or after July 1, 1996.

21 (b) (1) A school facilities surcharge may not exceed:

22 (i) \$1,500 per single-family, detached dwelling;

23 (ii) \$800 per townhouse; or

24 (iii) \$400 per dwelling unit for any other building containing more than
25 a single dwelling unit.

26 (2) The County Council, by ordinance, may provide a full or partial credit
27 against the school facilities surcharge for moderately priced dwelling units.

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1 (3) The school facilities surcharge does not apply to a dwelling unit on
2 property for which a valid preliminary plan of subdivision was originally approved before
3 October 1, 1995.

4 (c) The school facilities surcharge shall be paid by the seller at the time a building
5 permit is issued for the dwelling unit. The school facilities surchargemay not be
6 construed to be a settlement cost.

7 (d) [Payment of the school facilities surcharge shall eliminate the application of
8 any test concerning the adequacy of school facilities under the county's adequate public
9 facility ordinance.

10 (e)] Revenue collected under the school facilities surcharge shall be deposited in a
11 separate account and may only be used to pay for:

12 (1) Additional or expanded public school facilities; or

13 (2) Debt service on bonds issued for additional or expanded public school
14 facilities.

15 [(f)] (E) Revenue collected under the school facilities surcharge isintended to
16 supplement funding for public school facilities and may not supplant other county or state
17 funding for school construction.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 July 1, 1996.