
By: **Delegates Frush, Barkley, Bartlett, Boschert, Conroy, Gaines, Goodwin,
Healey, Holmes, Hubbard, King, Menes, Moe, Myers, Niemann, Parker,
and Ross**

Introduced and read first time: January 26, 2005

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Municipal Corporations - Special Taxing Districts for Police and Fire**
3 **Protection**

4 FOR the purpose of authorizing municipal corporations in the State to create within
5 their respective corporate limits special taxing districts for the purpose of
6 financing certain costs to enhance police and fire protection in certain areas;
7 and generally relating to authorization for municipal corporations in the State
8 to create special taxing districts for certain purposes.

9 BY repealing and reenacting, with amendments,
10 Article 23A - Corporations - Municipal
11 Section 44(a)
12 Annotated Code of Maryland
13 (2001 Replacement Volume and 2004 Supplement)

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

16 **Article 23A - Corporations - Municipal**

17 44.

18 (a) Pursuant to the provisions of § 5 of Article XI-E of the Constitution of
19 Maryland prohibiting any municipal corporation classified by the General Assembly
20 under the provisions of § 2 of Article XI-E of the Constitution of Maryland from
21 levying any type of tax, license fee, franchise tax or fee which was not in effect in the
22 municipal corporation on January 1, 1954, unless it has received the express
23 authorization of the General Assembly for that purpose, by a general law which in its
24 terms and its effect applies alike to all similarly classified municipal corporations, the
25 General Assembly hereby expressly authorizes all municipal corporations in this
26 State within the class created by § 10 of this article for the purpose of financing the
27 design, construction, establishment, extension, alteration or acquisition of adequate
28 storm drainage systems, for the purpose of financing the design, acquisition,

1 establishment, improvement, extension, operation or alteration of public parking
2 facilities, or pedestrian malls, for the purpose of financing the design, acquisition,
3 erection, construction, improvement and maintenance of street and area lighting, FOR
4 THE PURPOSE OF FINANCING THE CAPITAL AND OPERATING COSTS TO ENHANCE
5 POLICE AND FIRE PROTECTION IN AREAS DETERMINED BY THE MUNICIPAL
6 CORPORATION TO REQUIRE ADDITIONAL PUBLIC SAFETY SERVICES, and for the
7 purposes set forth in § 2(b)(35) of this article, to create within their respective
8 corporate limits special taxing districts for these purposes and to levy on all real and
9 personal property located within these special taxing districts an ad valorem tax at a
10 rate sufficient to provide adequate annual revenues to pay the principal and interest
11 on any bonds or other obligations of the municipality issued for these purposes as the
12 principal and interest become due, and to pay the costs of operating and maintaining
13 these facilities and activities. These taxes shall be levied in the same manner, upon
14 the same assessments, for the same period or periods, and as of the same date or
15 dates of finality as are now or may hereafter be prescribed.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
17 effect July 1, 2005.