

HOUSE BILL 1285

L2, F3

3lr0412

By: **Prince George's County Delegation**

Introduced and read first time: February 8, 2013

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Public School Construction Fee and Fund –**
3 **Authority to Establish and Administer**

4 **PG 402–13**

5 FOR the purpose of authorizing the Prince George's County Council to enact certain
6 laws or ordinances to establish and collect a public school construction fee to be
7 paid by certain business establishments and to establish and administer a
8 public school construction trust fund; requiring a law or an ordinance enacted
9 by the County Council under this Act to require that the fees collected under the
10 law or ordinance be deposited in the public school construction trust fund and
11 used only for certain purposes; defining a certain term; providing for the
12 termination of this Act; and generally relating to the authority of the Prince
13 George's County Council to establish and administer a public school
14 construction fee and fund.

15 BY adding to
16 Article – Education
17 Section 5–313
18 Annotated Code of Maryland
19 (2008 Replacement Volume and 2012 Supplement)

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

22 **Article – Education**

23 **5–313.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(A) IN THIS SECTION, “BUSINESS ESTABLISHMENT” MEANS A**
2 **FOR-PROFIT ENTITY OR SOLE PROPRIETORSHIP ENGAGED IN PROVIDING**
3 **GOODS OR SERVICES TO CONSUMERS.**

4 **(B) THE PRINCE GEORGE’S COUNTY COUNCIL MAY ENACT LOCAL LAWS**
5 **OR ORDINANCES NECESSARY TO:**

6 **(1) ESTABLISH AND COLLECT A PUBLIC SCHOOL CONSTRUCTION**
7 **FEE TO BE PAID BY EACH BUSINESS ESTABLISHMENT THAT IS PHYSICALLY**
8 **LOCATED IN PRINCE GEORGE’S COUNTY; AND**

9 **(2) ESTABLISH AND ADMINISTER A PUBLIC SCHOOL**
10 **CONSTRUCTION TRUST FUND.**

11 **(C) A LOCAL LAW OR AN ORDINANCE ENACTED BY THE PRINCE**
12 **GEORGE’S COUNTY COUNCIL UNDER SUBSECTION (B) OF THIS SECTION SHALL**
13 **REQUIRE ALL PUBLIC SCHOOL CONSTRUCTION FEES COLLECTED UNDER THE**
14 **LOCAL LAW OR ORDINANCE TO BE:**

15 **(1) DEPOSITED IN THE PUBLIC SCHOOL CONSTRUCTION TRUST**
16 **FUND; AND**

17 **(2) USED ONLY FOR CONSTRUCTION OF AND CAPITAL**
18 **IMPROVEMENTS TO PUBLIC SCHOOLS IN PRINCE GEORGE’S COUNTY.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2013. It shall remain effective for a period of 4 years and, at the end of
21 September 30, 2017, with no further action required by the General Assembly, this Act
22 shall be abrogated and of no further force and effect.