
By: Prince George's County Delegation

Introduced and read first time: January 31, 1997

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - School Facilities Surcharge**
3 **PG 402-97**

4 FOR the purpose of modifying the 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 10-192.01
11 Article 17 - Public Local Laws of Maryland
12 (1995 Edition, as amended)

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

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

16 10-192.01.

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

20 (b) (1) A school facilities surcharge may not exceed \$3,500 per dwelling unit.

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

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

26 (c) The school facilities surcharge shall be paid by the seller at the time a building
27 permit is issued for the dwelling unit. The school facilities surcharge may not be
28 construed to be a settlement cost.

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1 (d) [Payment of the school facilities surcharge shall eliminate the application of
2 any test concerning the adequacy of school facilities under the County's adequate public
3 facility ordinance.

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

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

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

9 [(f)] (E) Revenue collected under the school facilities surcharge is intended to
10 supplement funding for public school facilities and may not supplant other County or
11 State funding for school construction.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 July 1, 1997.