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By: Delegate Snodgrass

Rules suspended

Introduced and read first time: March 9, 1999 Assigned to: Rules and Executive Nominations

#### A BILL ENTITLED

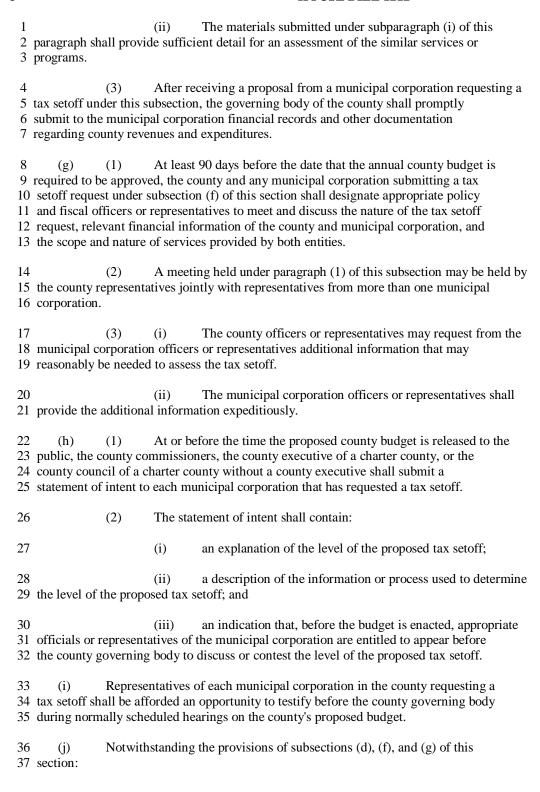
# 1 AN ACT concerning

# 2 Frederick County - Property Tax Setoffs in Municipal Corporations

- 3 FOR the purpose of adding Frederick County to those counties in which a certain
- 4 property tax setoff procedure applies.
- 5 BY repealing and reenacting, with amendments,
- 6 Article Tax Property
- 7 Section 6-305
- 8 Annotated Code of Maryland
- 9 (1994 Replacement Volume and 1998 Supplement)
- 10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 11 MARYLAND, That the Laws of Maryland read as follows:
- 12 Article Tax Property
- 13 6-305.
- 14 (a) In this section, "tax setoff" means:
- 15 (1) the difference between the general county property tax rate and the
- 16 property tax rate that is set for assessments of property in a municipal corporation; or
- 17 (2) a payment to a municipal corporation to aid the municipal
- 18 corporation in funding services or programs that are similar to county services or
- 19 programs.
- 20 (b) This section applies only in:
- 21 (1) Allegany County;
- 22 (2) Anne Arundel County;
- 23 (3) Baltimore County;

1		(4)	FREDE	RICK COUNTY;
2		(5)	Garrett	County;
3		[(5)]	(6)	Harford County;
4		[(6)]	(7)	Howard County;
5		[(7)]	(8)	Montgomery County; and
6		[(8)]	(9)	Prince George's County.
9 10 11	(c) The governing body of the county shall meet and discuss with the governing body of any municipal corporation in the county the county property tax rate to be set for assessments of property in the municipal corporation as provided in this section. After the meeting if it can be demonstrated that a municipal corporation performs services or programs instead of similar county services or programs, the governing body of the county shall grant a tax setoff to the municipal corporation.			
13 14	(d) In determining the county property tax rate to be set for assessments of property in a municipal corporation, the governing body of the county shall consider:			
15 16	corporation	(1) instead o		ices and programs that are performed by the municipal county services and programs; and
17 18	property tax	(2) revenues		nt that the similar services and programs are funded by
19 20	(e) The county property tax rate for assessments of property located in a municipal corporation is not required to be:			
21 22	(1) the same as the rate for property located in other municipal corporations in the county; or			
23		(2)	the same	e as the rate set in a prior year.
26	(f) (1) At least 180 days before the date that the annual county budget is required to be approved, any municipal corporation in the county that desires that a tax setoff be provided shall submit to the county a proposal that states the desired level of property tax setoff for the next fiscal year.			
28 29	shall be acco	(2) ompaniec	(i) l by:	A request submitted under paragraph (1) of this subsection
	1. a description of the scope and nature of the services or programs provided by the municipal corporation instead of similar services or programs provided by the county; and			
33 34	municipal re	evenues a	nd expen	2. financial records and other documentation regarding ditures.

#### **HOUSE BILL 1212**



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- 1 (1) a county and one or more municipal corporations may enter into an 2 agreement setting different terms or timing for negotiations, calculations, or approval
- 3 of a tax setoff; and
- 4 (2) a county may grant a tax setoff to a municipal corporation that does 5 not make a request in the fashion described in this section.
- 6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 7 July 1, 1999.