

SENATE BILL 95

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Q2

2001 Regular Session  
1r0690

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By: **Senator Baker**

Introduced and read first time: January 15, 2001

Assigned to: Budget and Taxation

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A BILL ENTITLED

1 AN ACT concerning

2                           **Cecil County - Property Tax - Payment in Lieu of Taxes - Electricity**  
3   **Generation Facility**

4 FOR the purpose of authorizing the governing body of Cecil County to enter into an  
5 agreement with the owner of a facility for the generation of electricity that  
6 locates in Cecil County for a negotiated payment by the owner in lieu of county  
7 property tax on the facility; providing that the real and personal property at a  
8 facility for the generation of electricity that locates or expands in Cecil County is  
9 exempt from Cecil County property tax as specified in a payment in lieu of taxes  
10 agreement between Cecil County and the owner of the facility; and generally  
11 relating to authorization for the governing body of Cecil County to enter into an  
12 agreement with the owner of a facility for the generation of electricity that  
13 locates in Cecil County for a negotiated payment by the owner in lieu of county  
14 property tax on the facility.

15 BY adding to  
16 Article - Tax - Property  
17 Section 7-512  
18 Annotated Code of Maryland  
19 (1994 Replacement Volume and 2000 Supplement)

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

22   **Article - Tax - Property**

23 7-512.

24 (A) (1) THE GOVERNING BODY OF CECIL COUNTY MAY ENTER INTO AN  
25 AGREEMENT WITH THE OWNER OF A FACILITY FOR THE GENERATION OF  
26 ELECTRICITY THAT LOCATES IN CECIL COUNTY FOR A NEGOTIATED PAYMENT BY  
27 THE OWNER IN LIEU OF TAXES ON THE FACILITY.

1           (2)     AN AGREEMENT FOR A NEGOTIATED PAYMENT IN LIEU OF TAXES  
2 UNDER THIS SECTION SHALL PROVIDE THAT, FOR THE TERM SPECIFIED IN THE  
3 AGREEMENT:

4                   (I)     THE OWNER SHALL PAY TO CECIL COUNTY A SPECIFIED  
5 AMOUNT EACH YEAR IN LIEU OF THE PAYMENT OF CECIL COUNTY PROPERTY TAX;  
6 AND

7                   (II)    ALL OR A SPECIFIED PART OF THE REAL AND PERSONAL  
8 PROPERTY AT THE FACILITY SHALL BE EXEMPT FROM CECIL COUNTY PROPERTY TAX  
9 FOR THE TERM OF THE AGREEMENT.

10       (B)     AS SPECIFIED IN AN AGREEMENT FOR A NEGOTIATED PAYMENT IN LIEU  
11 OF TAXES UNDER THIS SECTION, FOR THE TERM SPECIFIED IN THE AGREEMENT,  
12 THE REAL AND PERSONAL PROPERTY AT A FACILITY FOR THE GENERATION OF  
13 ELECTRICITY THAT LOCATES IN CECIL COUNTY IS EXEMPT FROM CECIL COUNTY  
14 PROPERTY TAX.

15     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 July 1, 2001.