

BY: Senator Middleton

AMENDMENTS TO SENATE BILL NO. 628

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “issue” and substitute “borrow not more than \$100,000,000 by issuing”; in line 8, after “tax” insert “, not to exceed certain rates for certain types of dwellings,”; in the same line, after “county;” insert “requiring certain notice by the seller or transferor of certain property to the buyer or transferee of the property;”; in line 12, after “tax;” insert “requiring the Charles County Commissioners to report to the General Assembly on or before a certain date; authorizing the Commissioners to impose certain taxes under certain circumstances;”.

AMENDMENT NO. 2

On page 4, in line 9, strike “ISSUE” and substitute “BORROW NOT MORE THAN \$100,000,000 BY ISSUING”; in line 36, after “(II)” insert “1. FOR FISCAL YEAR 2003,”; in the same line, strike “AMOUNT OF THE”; strike beginning with “SHALL” in line 37 down through “COUNTY” in line 39 and substitute “MAY NOT EXCEED THE FOLLOWING AMOUNTS:”

A. FOR A SINGLE-FAMILY DETACHED HOME, \$9,700;

B. FOR A TOWN HOUSE, \$9,200; AND

C. FOR A MULTIFAMILY HOUSING UNIT, \$7,000.

2. FOR FISCAL YEAR 2004 AND SUCCEEDING FISCAL YEARS, THE LIMITS SET FORTH IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE ALTERED BY THE SAME PERCENTAGE AS THE CHANGE IN THE PRODUCER PRICE INDEX FOR THE MATERIALS AND COMPONENTS FOR CONSTRUCTION, AS REPORTED BY THE UNITED STATES DEPARTMENT OF LABOR, FOR THE FISCAL YEAR PRECEDING THE YEAR FOR WHICH THE AMOUNT IS BEING CALCULATED.

(Over)

(III) PRIOR TO THE SALE OR TRANSFER OF REAL PROPERTY IN CHARLES COUNTY THAT IS IMPROVED BY NEW RESIDENTIAL DEVELOPMENT, THE SELLER OR TRANSFEROR SHALL PROVIDE NOTICE TO THE BUYER OR TRANSFEREE THAT INCLUDES:

1. A STATEMENT THAT THE FAIR SHARE SCHOOL CONSTRUCTION EXCISE TAX MAY BE LEVIED ON THE PROPERTY; AND

2. THE AMOUNT OF THE TAX FOR THE DWELLING TYPE ON THE PROPERTY”.

AMENDMENT NO. 3

On page 5, in lines 1, 8, 15, 19, and 34, strike “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively, and substitute “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively; in line 19, strike “1.”; and strike in their entirety lines 23 through 33, inclusive.

On page 6, after line 8, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That if revenues from the fair share school construction excise tax authorized for Charles County under this Act are insufficient to pay the principal, interest, and premium on the new school capacity construction bonds as authorized under this Act, the County Commissioners of Charles County may impose an ad valorem tax on all assessable property within the county and impose any other tax the County is authorized to levy at a rate sufficient to provide for the payments on the bonds.”;

and in lines 9 and 19, strike “3.” and “4.”, respectively, and substitute “4.” and “5.”, respectively.

AMENDMENT NO. 4

On page 6, after line 4, insert:

“(5) THE CHARLES COUNTY COMMISSIONERS SHALL REPORT TO THE GENERAL ASSEMBLY ON OR BEFORE AUGUST 1 EACH YEAR, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE FOLLOWING ITEMS, FOR THE PRECEDING FISCAL YEAR:

(I) THE AMOUNT OF THE TAX SET BY THE CHARLES COUNTY COMMISSIONERS FOR EACH DWELLING TYPE;

(II) THE AMOUNT OF PROCEEDS DERIVED FROM THE ISSUANCE AND SALE OF THE COUNTY'S NEW SCHOOL CAPACITY CONSTRUCTION BONDS;

(III) THE NUMBER OF PARCELS OF REAL PROPERTY IMPROVED BY NEW RESIDENTIAL DEVELOPMENT IN CHARLES COUNTY; AND

(IV) THE NUMBER OF SQUARE FEET OF NEW PUBLIC SCHOOL CAPACITY APPROVED FOR CONSTRUCTION IN CHARLES COUNTY BY THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION.'".