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

Introduced and read first time: February 4, 2004

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Parking Authority**
3 **PG 408-04**

4 FOR the purpose of renaming the Revenue Authority of Prince George's County to be
5 the Parking Authority of Prince George's County; altering the purpose of the
6 Parking Authority; authorizing the Parking Authority to construct, acquire, and
7 maintain projects for parking vehicles; authorizing the Parking Authority to set
8 certain fees and charges for the use of certain parking facilities; altering the
9 type of projects that may be engaged in by the Parking Authority; specifying
10 certain transitional provisions relating to a change of nomenclature and the
11 transference of certain property, assets, liabilities, obligations, rights, and
12 privileges; providing that bonds, notes, and other evidence of indebtedness
13 issued by the Revenue Authority are binding obligations of the Parking
14 Authority; providing for the status and credit for service of certain employees;
15 making stylistic changes; and generally relating to the Parking Authority of
16 Prince George's County.

17 BY repealing and reenacting, with amendments,
18 The Public Local Laws of Prince George's County
19 Section 21A-101(a)(1), 21A-102, and 21A-103 to be under the amended subtitle
20 "Subtitle 21A. Parking Authority"
21 Article 17 - Public Local Laws of Maryland
22 (1999 Edition and 2002 Supplement, as amended)

23 BY repealing and reenacting, without amendments,
24 The Public Local Laws of Prince George's County
25 Section 21A-112
26 Article 17 - Public Local Laws of Maryland
27 (1999 Edition and 2002 Supplement, as amended)

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

Article 17 - Prince George's County

Subtitle 21A. [Revenue] PARKING Authority.

21A-101.

(a) In this Subtitle, the following words have the meanings indicated.

(1) Authority means the [Revenue] PARKING Authority established under Section 21A-102 of this Subtitle.

21A-102.

(a) The governing body of the County [is authorized to] MAY create, by local law, a body corporate and politic and a unit of the County known as the ["Revenue] "PARKING Authority of Prince George's County."

(b) The Authority shall be created when the County:

(1) Passes local laws providing and constituting the terms of the charter for the Authority; and

(2) Files the charter with:

(A) The Department of Assessments and Taxation;

(B) the Department of Legislative [Reference] SERVICES; and

(C) The Secretary of State.

(c) The County may:

(1) Amend the Authority's charter through local law if the amendments are filed with the Department of Assessments and Taxation, the Department of Legislative [Reference] SERVICES, and the Secretary of State;

(2) Change the structure, organization, program, powers, or activity of the Authority unless the change would impair the Authority's obligations under a contract or agreement the Authority entered into before the change; and

(3) Terminate the Authority unless the termination would impair the Authority's obligations under a contract or agreement the Authority entered into before the termination.

(d) Before the County establishes the Authority, the County shall hold a public hearing which:

(1) Shall be advertised twice by publication in a newspaper of general circulation in the County at least 10 days before the hearing; and

(2) May not be part of the annual budget hearing.

1 21A-103.

2 (a) Subject to the provisions of Subsection (c) of this Section, the Authority
3 may construct, reconstruct, remodel, renovate, improve, equip, furnish, maintain,
4 acquire (by purchase, lease, or other legal means), operate, control, regulate, and
5 finance or refinance projects within the boundary lines of the County[, devoted
6 wholly or partially for public uses, good, or general welfare] FOR PARKING VEHICLES
7 AND TO ESTABLISH AND COLLECT FEES AND CHARGES FOR THE USE OF THE
8 PARKING FACILITIES.

9 (b) [Projects authorized under Subsection (a) of this Section may include:

- 10 (1) Projects to stimulate employment or economic growth in the County;
11 (2) Stadiums and recreational facilities;
12 (3) Housing projects;
13 (4) Health and welfare facilities;
14 (5) Transportation facilities and systems;
15 (6) Land and buildings to be occupied by governmental or educational
16 agencies; and
17 (7) Other projects authorized by local law.

18 (c)] The approval of the governing body of the County, by ordinance or
19 resolution, shall be required for all projects authorized under this Section.

20 21A-112.

21 (a) The net earnings of the Authority, apart from those necessary to pay debt
22 service or to implement the purposes of this Subtitle, may not inure to the benefit of
23 any person other than the County.

24 (b) On termination of the Authority, all rights and title to all assets of the
25 Authority shall vest in, and all obligations and assets of the Authority shall be
26 transferred to and be assumed by, the County.

27 SECTION 2. AND BE IT FURTHER ENACTED, That:

28 (a) all property of any kind, including personal property, records, fixtures,
29 appropriations, credits, assets, liabilities, obligations, rights, and privileges, held by
30 the Revenue Authority of Prince George's County shall be and hereby are transferred
31 to the Parking Authority of Prince George's County;

32 (b) except as otherwise provided by law, all contracts, agreements, grants, or
33 other obligations entered into before October 1, 2004, by the Revenue Authority of
34 Prince George's County and which by their terms are to continue in effect on or after

1 October 1, 2004, shall be valid, legal, and binding obligations of the Parking Authority
2 of Prince George's County; and

3 (c) any transactions, affected by any change of nomenclature under this Act,
4 and validly entered into before October 1, 2004, and every right, duty, or interest
5 flowing from the transaction, remains valid on or after October 1, 2004, as if the
6 change of nomenclature had not occurred.

7 SECTION 3. AND BE IT FURTHER ENACTED, That all employees of the
8 Revenue Authority of Prince George's County shall be transferred to the Parking
9 Authority of Prince George's County or to other departments of the Prince George's
10 County government upon implementation of this Act and shall be so transferred
11 without diminution of their rights, benefits, or employment or retirement status.

12 SECTION 4. AND BE IT FURTHER ENACTED, That all bonds, notes, bond
13 anticipation notes, notes in the nature of commercial paper, and other instruments,
14 certificates, or evidence of indebtedness or obligation issued by the Revenue Authority
15 of Prince George's County and outstanding at the end of September 30, 2004, are
16 hereby declared to be binding obligations of the Parking Authority of Prince George's
17 County.

18 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take
19 effect October 1, 2004.