

ENROLLED BILL
-- Budget and Taxation/Ways and Means --

Introduced by **Senator Giannetti**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Municipal Corporations - Special Taxing Districts - Public Safety**

3 FOR the purpose of authorizing municipal corporations *in the State* to create within
4 their *respective* corporate limits special taxing districts for the purpose of
5 financing certain capital and operating costs to enhance police, fire protection,
6 and rescue services; authorizing municipal corporations *in the State* to fix,
7 impose, and collect certain taxes and issue bonds or other obligations for certain
8 purposes; and generally relating to ~~authorizing~~ *authorization for* municipal
9 corporations *in the State* to create special taxing districts ~~to enhance police and~~
10 ~~fire protection~~ *for certain purposes*.

11 BY repealing and reenacting, with amendments,
12 Article 23A - Corporations - Municipal
13 Section 44(a)
14 Annotated Code of Maryland
15 (2001 Replacement Volume and 2004 Supplement)

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

3 **Article 23A - Corporations - Municipal**

4 44.

5 (a) Pursuant to the provisions of § 5 of Article XI-E of the Constitution of
6 Maryland prohibiting any municipal corporation classified by the General Assembly
7 under the provisions of § 2 of Article XI-E of the Constitution of Maryland from
8 levying any type of tax, license fee, franchise tax or fee which was not in effect in the
9 municipal corporation on January 1, 1954, unless it has received the express
10 authorization of the General Assembly for that purpose, by a general law which in its
11 terms and its effect applies alike to all similarly classified municipal corporations, the
12 General Assembly hereby expressly authorizes all municipal corporations in this
13 State within the class created by § 10 of this article for the purpose of financing the
14 design, construction, establishment, extension, alteration or acquisition of adequate
15 storm drainage systems, for the purpose of financing the design, acquisition,
16 establishment, improvement, extension, operation or alteration of public parking
17 facilities, or pedestrian malls, for the purpose of financing the design, acquisition,
18 erection, construction, improvement and maintenance of street and area lighting, FOR
19 THE PURPOSE OF FINANCING THE CAPITAL AND OPERATING COSTS TO ENHANCE
20 POLICE, FIRE PROTECTION, AND RESCUE SERVICES, and for the purposes set forth in
21 § 2(b)(35) of this article, to create within their respective corporate limits special
22 taxing districts for these purposes and to levy on all real and personal property
23 located within these special taxing districts an ad valorem tax at a rate sufficient to
24 provide adequate annual revenues to pay the principal and interest on any bonds or
25 other obligations of the municipality issued for these purposes as the principal and
26 interest become due, and to pay the costs of operating and maintaining these facilities
27 and activities. These taxes shall be levied in the same manner, upon the same
28 assessments, for the same period or periods, and as of the same date or dates of
29 finality as are now or may hereafter be prescribed.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 July 1, 2005.