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

Introduced and read first time: February 9, 2006

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 22, 2006

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County - Transfer Tax - County and Municipal Police**
 3 **Officers**
 4 **PG 408-06**

5 FOR the purpose of providing an exemption from the Prince George's County transfer
 6 tax for the sale of certain property to certain Prince George's County and
 7 municipal police officers for a first purchase of residential real property in
 8 Maryland that is located in Prince George's County under certain
 9 circumstances; altering the maximum rate of the Prince George's County
 10 transfer tax for the sale of certain property to certain police officers who
 11 purchase the property in Prince George's County for a second or subsequent
 12 time under certain circumstances; and generally relating to the Prince George's
 13 County transfer tax.

14 BY repealing and reenacting, without amendments,
 15 The Public Local Laws of Prince George's County
 16 Section 10-187(a)(1)
 17 Article 17 - Public Local Laws of Maryland
 18 (2003 Edition, as amended)

19 BY adding to
 20 The Public Local Laws of Prince George's County
 21 Section 10-187(b)(4)
 22 Article 17 - Public Local Laws of Maryland
 23 (2003 Edition, as amended)

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

3 **Article 17 - Prince George's County**

4 10-187.

5 (a) (1) Except as provided in Subsection (b) of this Section, the County
6 Council is authorized and empowered to impose a tax at a rate not to exceed 1.4% of
7 the actual consideration paid or to be paid under every instrument of writing
8 conveying title to real property, or any interest therein, in the County, offered for
9 record and recorded in the County. Conveyances to the State, any agency of the State,
10 or any political Subdivision of the State shall not be subject to the tax imposed under
11 this Section.

12 (B) (4) (A) SUBJECT TO THE PROVISIONS OF SUBPARAGRAPHS (B), (C), AND
13 (D) OF THIS PARAGRAPH, ~~THE TAX AUTHORIZED UNDER SUBSECTION (A) OF THIS~~
14 ~~SECTION DOES NOT APPLY TO THE~~ FOR A SALE OF IMPROVED RESIDENTIAL REAL
15 PROPERTY TO A PRINCE GEORGE'S COUNTY POLICE OFFICER OR A MUNICIPAL
16 POLICE OFFICER WHO OPERATES IN PRINCE GEORGE'S COUNTY WHO WILL OCCUPY
17 THE PROPERTY AS A PRINCIPAL RESIDENCE;

18 (I) THE TRANSFER TAX AUTHORIZED UNDER SUBSECTION (A) OF
19 THIS SECTION DOES NOT APPLY TO THE POLICE OFFICER'S FIRST PURCHASE OF
20 RESIDENTIAL REAL PROPERTY IN MARYLAND THAT IS LOCATED IN PRINCE GEORGE'S
21 COUNTY; AND

22 (II) THE RATE OF THE TRANSFER TAX AUTHORIZED UNDER
23 SUBSECTION (A) OF THIS SECTION MAY NOT EXCEED 1.0% FOR THE POLICE
24 OFFICER'S SECOND OR SUBSEQUENT PURCHASE IN PRINCE GEORGE'S COUNTY.

25 (B) IF THERE ARE TWO OR MORE GRANTEES, ~~THE AN~~ EXEMPTION
26 OR RATE REDUCTION UNDER THIS PARAGRAPH APPLIES IF AT LEAST ONE GRANTEE
27 IS A PRINCE GEORGE'S COUNTY POLICE OFFICER OR A MUNICIPAL POLICE OFFICER
28 WHO OPERATES IN PRINCE GEORGE'S COUNTY.

29 (C) TO QUALIFY FOR ~~THE AN~~ EXEMPTION OR RATE REDUCTION
30 UNDER THIS PARAGRAPH, AT LEAST ONE GRANTEE, OTHER THAN A COMAKER OR
31 GUARANTOR, MUST:

32 (I) OCCUPY THE RESIDENCE AS THE GRANTEE'S PRINCIPAL
33 RESIDENCE; AND

34 (II) BE EMPLOYED AS A POLICE OFFICER BY PRINCE
35 GEORGE'S COUNTY OR A MUNICIPAL CORPORATION IN PRINCE GEORGE'S COUNTY
36 FOR A MINIMUM OF 3 YEARS FOLLOWING THE PURCHASE OF THE RESIDENTIAL
37 PROPERTY.

38 (D) IF A POLICE OFFICER WHO RECEIVES ~~THE AN~~ EXEMPTION OR
39 RATE REDUCTION UNDER THIS PARAGRAPH FAILS TO SATISFY THE REQUIREMENTS

1 OF SUBPARAGRAPH (C) OF THIS PARAGRAPH, THE POLICE OFFICER SHALL PAY THE
2 BALANCE OF THE TRANSFER TAX THAT WOULD HAVE BEEN PAYABLE WITHOUT THE
3 EXEMPTION OR RATE REDUCTION.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 July 1, 2006.