
By: **Senator Giannetti**

Introduced and read first time: February 3, 2006

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - School Facilities Surcharge - Exemption**
3 **PG 412-06**

4 FOR the purpose of altering an exemption from the school facilities surcharge in
5 Prince George's County for certain multi-family housing designated as student
6 housing; and generally relating to an exemption from the school facilities
7 surcharge in Prince George's County.

8 BY repealing and reenacting, without amendments,
9 The Public Local Laws of Prince George's County
10 Section 10-192.01(a)
11 Article 17 - Public Local Laws of Maryland
12 (2003 Edition, as amended)
13 (As enacted by Chapter 431 of the Acts of the General Assembly of 2003)

14 BY repealing and reenacting, with amendments,
15 The Public Local Laws of Prince George's County
16 Section 10-192.01(b)(4)
17 Article 17 - Public Local Laws of Maryland
18 (2003 Edition, as amended)
19 (As enacted by Chapter 431 of the Acts of the General Assembly of 2003)

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

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

23 10-192.01.

24 (a) (1) The County Council, by ordinance, shall impose a school facilities
25 surcharge on new residential construction for which a building permit is issued on or
26 after July 1, 2003.

1 (2) (i) Except as provided under subparagraph (ii) of this paragraph,
2 the County Council may impose a school facilities surcharge on new residential
3 construction for which a building permit is issued on or after July 1, 2003, by a
4 municipal corporation in Prince George's County with zoning authority and the
5 authority to issue building permits.

6 (ii) The County Council may not impose a school facilities
7 surcharge on new residential construction for which a building permit is issued by a
8 municipal corporation if Prince George's County has collected a surcharge on issuance
9 of a county permit for the same new residential construction.

10 (b) (4) (I) The school facilities surcharge does not apply to multi-family
11 housing designated as student housing [within 1.5 miles of the University of
12 Maryland, College Park campus.] THAT IS LOCATED IN THE AREAS BOUNDED BY:

13 1. MARYLAND ROUTE 212 TO THE WEST, MARYLAND ROUTE
14 193 TO THE NORTH, U.S. ROUTE 1 TO THE EAST, AND MARYLAND ROUTE 410 TO THE
15 SOUTH;

16 2. U.S. ROUTE 1 TO THE WEST, BERWYN HOUSE ROAD TO THE
17 NORTH, RHODE ISLAND AVENUE TO THE EAST, AND LAKELAND ROAD TO THE SOUTH;
18 AND

19 3. U.S. ROUTE 1 TO THE WEST, PAINT BRANCH PARKWAY TO
20 THE NORTH AND EAST, RHODE ISLAND AVENUE TO THE EAST, AND COLLEGE AVENUE
21 TO THE SOUTH.

22 (II) If the housing is converted from student housing to
23 multi-family housing for the general population, the owner of the property shall pay,
24 at the time of the conversion, the school facilities surcharge in accordance with the
25 laws at the time of the conversion.

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