
By: **Senators Lawlah, Britt, Currie, Exum, Giannetti, Miller, and Pinsky**

Introduced and read first time: February 16, 2006

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Certified Heritage Areas - Property Tax Credits -**
3 **Newly Constructed and Renovated Dwellings**

4 FOR the purpose of designating certain areas of Prince George's County, known as the
5 National Capital Preservation District, as certified heritage areas recognized by
6 the Maryland Heritage Areas Authority; authorizing the governing body of
7 Prince George's County to grant, by law, a property tax credit against the county
8 property tax imposed on certain dwellings in certain areas for a certain number
9 of years; limiting the property tax credits to a certain amount; establishing
10 certain eligibility criteria; authorizing the governing body of Prince George's
11 County to establish certain eligibility requirements and certain requirements
12 for granting a partial credit under this Act; requiring the Director of Finance of
13 Prince George's County to report certain tax credit amounts as tax expenditures
14 for certain fiscal years and to include the amount of certain tax credits in the
15 budget for Prince George's County for certain fiscal years; defining certain
16 terms; stating certain findings of the General Assembly relating to the National
17 Capital Preservation District; providing for the application of this Act; and
18 generally relating to property tax credits in Prince George's County against the
19 county property tax imposed on certain dwellings in certain areas.

20 BY adding to
21 Article - Financial Institutions
22 Section 13-1111(r)
23 Annotated Code of Maryland
24 (2003 Replacement Volume and 2005 Supplement)

25 BY adding to
26 Article - Tax - Property
27 Section 9-318(e)
28 Annotated Code of Maryland
29 (2001 Replacement Volume and 2005 Supplement)

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

1

Article - Financial Institutions

2 13-1111.

3 (R) (1) IN THIS SUBSECTION, "NATIONAL CAPITAL PRESERVATION
4 DISTRICT" MEANS THE AREA LOCATED IN PRINCE GEORGE'S COUNTY WITHIN
5 ONE-QUARTER MILE OF THE BORDER SHARED BETWEEN PRINCE GEORGE'S COUNTY
6 AND THE DISTRICT OF COLUMBIA.

7 (2) THE GENERAL ASSEMBLY MAKES THE FOLLOWING FINDINGS:

8 (I) THE NATIONAL CAPITAL PRESERVATION DISTRICT WAS A VITAL
9 AREA FOR FEDERAL GOVERNMENT EMPLOYEES AND MEMBERS OF THE UNITED
10 STATES ARMED FORCES TO ESTABLISH HOMES DURING THE NEW DEAL AND WORLD
11 WAR II ERAS;

12 (II) THE NATIONAL CAPITAL PRESERVATION DISTRICT IS HOME TO
13 THE FEDERALLY OWNED AND OPERATED SUITLAND PARKWAY, WHICH:

14 1. WAS LISTED IN THE NATIONAL REGISTER OF HISTORIC
15 PLACES IN 1995; AND

16 2. CONNECTS BOLLING AIR FORCE BASE AND THE DISTRICT
17 OF COLUMBIA WITH ANDREWS AIR FORCE BASE, THE HOME OF AIR FORCE ONE; AND

18 (III) THE NATIONAL CAPITAL PRESERVATION DISTRICT:

19 1. HAS HOSTED MANY DIPLOMATIC PROCESSIONS AND
20 OFFICIAL ENTOURAGES; AND

21 2. PROVIDES AN EFFICIENT LINE OF TRANSPORTATION TO
22 THE DISTRICT OF COLUMBIA.

23 (3) THE NATIONAL CAPITAL PRESERVATION DISTRICT IS DESIGNATED
24 TO BE A CERTIFIED HERITAGE AREA UNDER THIS SUBTITLE.

25

Article - Tax - Property

26 9-318.

27 (E) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE
28 MEANINGS INDICATED.

29 (II) "NATIONAL CAPITAL PRESERVATION DISTRICT" HAS THE
30 MEANING STATED IN § 13-1111(R) OF THE FINANCIAL INSTITUTIONS ARTICLE.

31 (III) 1. "NEWLY CONSTRUCTED DWELLING" MEANS RESIDENTIAL
32 REAL PROPERTY THAT HAS NOT BEEN PREVIOUSLY OCCUPIED SINCE ITS
33 CONSTRUCTION AND FOR WHICH THE BUILDING PERMIT FOR CONSTRUCTION WAS
34 ISSUED ON OR AFTER JULY 1, 2006.

1 (II) THE COUNTY PROPERTY TAX OTHERWISE DUE FOR THE
2 TAXABLE YEAR THAT BEGINS AFTER THE COMPLETION OF THE RENOVATIONS.

3 (5) OWNERS OF NEWLY CONSTRUCTED DWELLINGS OR RENOVATED
4 DWELLINGS MAY QUALIFY FOR THE TAX CREDITS AUTHORIZED BY THIS SUBSECTION
5 BY:

6 (I) 1. PURCHASING A NEWLY CONSTRUCTED DWELLING
7 LOCATED IN THE NATIONAL CAPITAL PRESERVATION DISTRICT; OR

8 2. RENOVATING A DWELLING LOCATED IN THE NATIONAL
9 CAPITAL PRESERVATION DISTRICT;

10 (II) OCCUPYING THE NEWLY CONSTRUCTED DWELLING OR
11 RENOVATED DWELLING AS THEIR PRINCIPAL RESIDENCE;

12 (III) FILING A STATE INCOME TAX RETURN DURING THE PERIOD OF
13 THE TAX CREDIT AS A RESIDENT OF PRINCE GEORGE'S COUNTY; AND

14 (IV) SATISFYING OTHER REQUIREMENTS AS MAY BE PROVIDED BY
15 THE GOVERNING BODY OF PRINCE GEORGE'S COUNTY.

16 (6) THE GOVERNING BODY OF PRINCE GEORGE'S COUNTY MAY PROVIDE
17 FOR PROCEDURES NECESSARY AND APPROPRIATE FOR THE SUBMISSION OF AN
18 APPLICATION FOR AND THE GRANTING OF A PROPERTY TAX CREDIT UNDER THIS
19 SUBSECTION, INCLUDING PROCEDURES FOR GRANTING PARTIAL CREDITS FOR
20 ELIGIBILITY FOR LESS THAN A FULL TAXABLE YEAR.

21 (7) THE ESTIMATED AMOUNT OF ALL TAX CREDITS RECEIVED BY
22 OWNERS UNDER THIS SUBSECTION IN ANY FISCAL YEAR SHALL BE REPORTED BY
23 THE DIRECTOR OF FINANCE OF PRINCE GEORGE'S COUNTY AS A "TAX EXPENDITURE"
24 FOR THAT FISCAL YEAR AND SHALL BE INCLUDED IN THE PUBLICATION OF THE
25 COUNTY'S BUDGET FOR ANY SUBSEQUENT FISCAL YEAR WITH THE ESTIMATED OR
26 ACTUAL COUNTY PROPERTY TAX REVENUE FOR THE APPLICABLE FISCAL YEAR.

27 (8) (I) A PROPERTY TAX CREDIT UNDER THIS SUBSECTION MAY NOT
28 BE GRANTED:

29 1. FOR THE COST OF RENOVATIONS INCURRED DURING A
30 TAXABLE YEAR BEGINNING AFTER JUNE 30, 2011; OR

31 2. FOR A NEWLY CONSTRUCTED DWELLING FOR WHICH A
32 BUILDING PERMIT FOR CONSTRUCTION WAS ISSUED ON OR AFTER JULY 1, 2011.

33 (II) THIS PARAGRAPH DOES NOT APPLY TO AN OWNER'S
34 CONTINUING RECEIPT OF A CREDIT, AS ALLOWED IN PARAGRAPH (3) OF THIS
35 SUBSECTION, WITH RESPECT TO A PROPERTY FOR WHICH A TAX CREDIT UNDER THIS
36 SUBSECTION WAS RECEIVED FOR A TAXABLE YEAR ENDING ON OR BEFORE JUNE 30,
37 2011.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 June 1, 2006, and shall be applicable to all taxable years beginning after June 30,
3 2006.