

HOUSE BILL 959

Q2

9lr0696
CF SB 403

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

Introduced and read first time: February 13, 2009

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2009

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Green Businesses – Tax Credits**

3 **PG 401-09**

4 FOR the purpose of authorizing the governing body of Prince George's County to
5 grant, by law, a tax credit against the county property tax imposed on certain
6 property owned or leased by certain businesses; authorizing the governing body
7 of Prince George's County to provide, by law, for eligibility and certification
8 criteria for the credit, the amount and duration of the credit, certain regulations
9 and procedures, and any other provision necessary to carry out the credit;
10 requiring the County Council and the County Executive of Prince George's
11 County to jointly appoint an advisory board; specifying the duties of the
12 advisory board; requiring certain members of the advisory board to be affiliated
13 with certain organizations; defining certain terms; providing for the application
14 of this Act; and generally relating to a property tax credit in Prince George's
15 County for certain property owned or leased by certain businesses.

16 BY adding to

17 Article – Tax – Property

18 Section 9-318(f)

19 Annotated Code of Maryland

20 (2007 Replacement Volume and 2008 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article - Tax - Property

2 9-318.

3 (F) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE
4 THE MEANINGS INDICATED.

5 (II) "GREEN BUSINESS" MEANS A BUSINESS THAT IS
6 CERTIFIED BY PRINCE GEORGE'S COUNTY AND:

7 1. PRIMARYLY DISTRIBUTES, MANUFACTURES,
8 MARKETS, OR SELLS GREEN PRODUCTS; ~~OR~~

9 2. PRIMARYLY PROVIDES SERVICES RELATING TO
10 GREEN PRODUCTS; OR

11 3. PRIMARYLY PROVIDES RESEARCH AND
12 DEVELOPMENT RELATING TO GREEN PRODUCTS.

13 ~~2. ENGAGES IN GREEN PRACTICES.~~

14 ~~(III) "GREEN PRACTICES" MEANS:~~

15 1. ~~COMPLIANCE WITH ALL ENVIRONMENTAL~~
16 ~~REGULATIONS;~~

17 ~~2. IMPLEMENTATION OF PROCEDURES FOR:~~

18 ~~A. WATER CONSERVATION;~~

19 ~~B. SOLID WASTE REDUCTION AND RECYCLING;~~

20 ~~C. ENERGY CONSERVATION; AND~~

21 ~~D. POLLUTION PREVENTION; AND~~

22 ~~3. OFFERING ENVIRONMENTAL EDUCATION AND~~
23 ~~OUTREACH TO THE COMMUNITY AND OTHER BUSINESSES.~~

24 ~~(IV)~~ (III) "GREEN PRODUCT" MEANS A PRODUCT THAT:

25 1. IS ENERGY OR WATER EFFICIENT;

26 2. USES HEALTHY, NONTOXIC MATERIALS;

1 3. IS MADE FROM RECYCLED OR RENEWABLE
2 RESOURCES; OR

3 4. MAKES CURRENT PRODUCTS MORE ENERGY
4 EFFICIENT; ~~OR~~

5 ~~5. IS RECYCLABLE OR BIODEGRADABLE.~~

6 (2) THE GOVERNING BODY OF PRINCE GEORGE'S COUNTY MAY
7 GRANT, BY LAW, A PROPERTY TAX CREDIT AGAINST THE COUNTY PROPERTY TAX
8 IMPOSED ON REAL OR PERSONAL PROPERTY THAT IS OWNED OR LEASED BY A
9 CERTIFIED GREEN BUSINESS.

10 (3) THE GOVERNING BODY OF PRINCE GEORGE'S COUNTY MAY
11 PROVIDE, BY LAW, FOR:

12 (I) CRITERIA FOR ELIGIBILITY AND CERTIFICATION FOR
13 THE TAX CREDIT UNDER THIS SUBSECTION;

14 (II) THE AMOUNT AND DURATION OF THE TAX CREDIT
15 UNDER THIS SUBSECTION;

16 (III) REGULATIONS AND PROCEDURES FOR THE
17 APPLICATION, CERTIFICATION, AND UNIFORM PROCESSING OF REQUESTS FOR
18 THE TAX CREDIT; AND

19 (IV) ANY OTHER PROVISION NECESSARY TO CARRY OUT THE
20 TAX CREDIT.

21 (4) (I) THE COUNTY COUNCIL AND COUNTY EXECUTIVE OF
22 PRINCE GEORGE'S COUNTY SHALL JOINTLY APPOINT AN ADVISORY BOARD TO
23 PROVIDE ADVICE TO THE GOVERNING BODY OF PRINCE GEORGE'S COUNTY
24 REGARDING THE IMPLEMENTATION OF PARAGRAPH (3) OF THIS SUBSECTION.

25 (II) A MAJORITY OF THE MEMBERS OF THE ADVISORY
26 BOARD SHALL BE AFFILIATED WITH A NONPROFIT ENVIRONMENTAL
27 ORGANIZATION IN THE STATE.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 June 1, 2009, and shall be applicable to all taxable years beginning after June 30,
30 2009.