

HOUSE BILL 1429

C8

(91r0053)

ENROLLED BILL

—Ways and Means and Economic Matters / Budget and Taxation and Finance—

Introduced by **Chair, Ways and Means Committee and Chair, Economic Matters Committee (By Request - Departmental - Business and Economic Development)**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Business and Economic Development - BRAC Community Enhancement Act**

3 FOR the purpose of *requiring the Secretary of Business and Economic Development to*
4 *notify members of certain county delegations to the General Assembly after*
5 *receipt of an application for designation or expansion of a BRAC Revitalization*
6 *and Incentive Zone*; altering the effective date of the BRAC Revitalization and
7 Incentive Zones; altering the date that local governing bodies make certain
8 certifications to the State Department of Assessments and Taxation; altering
9 the date that the State Department of Assessments and Taxation makes certain
10 calculations for amounts due to certain political subdivisions; providing for the
11 application of this Act; and generally relating to BRAC Revitalization and
12 Incentive Zones.

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.

Italics indicate opposite chamber / conference committee amendments.



1 BY adding to
 2 Article – Economic Development
 3 Section 5–1302(c)
 4 Annotated Code of Maryland
 5 (2008 Volume)

6 BY repealing and reenacting, with amendments,
 7 Article – Economic Development
 8 Section 5–1304(a) and 5–1306(d)
 9 Annotated Code of Maryland
 10 (2008 Volume)

11 BY repealing and reenacting, with amendments,
 12 Article – Tax – Property
 13 Section 2–222(d)
 14 Annotated Code of Maryland
 15 (2007 Replacement Volume and 2008 Supplement)

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

18 **Article – Economic Development**

19 5–1302.

20 **(C) AFTER THE SECRETARY’S RECEIPT OF AN APPLICATION FOR**
 21 **DESIGNATION OF AN AREA AS A BRAC REVITALIZATION AND INCENTIVE ZONE**
 22 **OR EXPANSION OF AN EXISTING ZONE UNDER § 5–1305 OF THIS SUBTITLE, THE**
 23 **SECRETARY SHALL NOTIFY THE MEMBERS OF THE COUNTY DELEGATION TO THE**
 24 **GENERAL ASSEMBLY FOR EACH COUNTY IN WHICH A ZONE IS PROPOSED TO BE**
 25 **LOCATED.**

26 5–1304.

27 (a) (1) Within 60 days after a submission date, the Secretary may
 28 designate one or more BRAC Revitalization and Incentive Zones from among the areas
 29 described in the applications timely submitted.

30 (2) The designation of an area as a BRAC Revitalization and Incentive
 31 Zone is effective for 10 years, **BEGINNING ON THE DATE THE FIRST PROPERTY IN**
 32 **THE BRAC REVITALIZATION AND INCENTIVE ZONE BECOMES A QUALIFIED**
 33 **PROPERTY, AS DEFINED IN § 2–222 OF THE TAX – PROPERTY ARTICLE.**

34 (3) The Secretary may not designate more than six BRAC
 35 Revitalization and Incentive Zones in a calendar year.

1 (4) A county may not receive more than two BRAC Revitalization and
2 Incentive Zones.

3 (5) The precise location and boundaries of a BRAC Revitalization and
4 Incentive Zone may be determined only on application to and approval by the
5 Secretary.

6 5-1306.

7 (d) The benefits set forth in this section are available for 10 years after the
8 date that [an area is designated as a BRAC Revitalization and Incentive Zone] **THE
9 FIRST PROPERTY IN THE BRAC REVITALIZATION AND INCENTIVE ZONE
10 BECOMES A QUALIFIED PROPERTY, AS DEFINED IN § 2-222 OF THE TAX -
11 PROPERTY ARTICLE.**

12 **Article - Tax - Property**

13 2-222.

14 (d) (1) After a BRAC Revitalization and Incentive Zone is designated by
15 the Secretary of Business and Economic Development, on or before [November]
16 **FEBRUARY** 1 of each year, the appropriate governing body shall certify to the
17 Department:

18 (i) any real property in the BRAC Revitalization and Incentive
19 Zone that is qualified property for the next taxable year; and

20 (ii) the date that the real property became qualified property.

21 (2) (i) On or before [December] **MARCH** 1 of each year, the
22 Department shall calculate the amount determined for each political subdivision
23 under subsection (b)(2) of this section for the next fiscal year.

24 (ii) The Comptroller shall pay the amounts due the political
25 subdivisions under this section quarterly.

26 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be~~
27 ~~construed retroactively and shall be applicable to all BRAC Revitalization and~~
28 ~~Incentive Zones designated after October 1, 2008.~~

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
30 effect June 1, 2009, and shall be applicable to all BRAC Revitalization and Incentive
31 Zones designated after October 1, 2008.