

HOUSE BILL 1429

C8

9lr0053

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

Introduced and read first time: February 25, 2009

Assigned to: Rules and Executive Nominations

Re-referred to: Ways and Means and Economic Matters, March 2, 2009

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 25, 2009

CHAPTER _____

1 AN ACT concerning

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

3 FOR the purpose of altering the effective date of the BRAC Revitalization and
4 Incentive Zones; altering the date that local governing bodies make certain
5 certifications to the State Department of Assessments and Taxation; altering
6 the date that the State Department of Assessments and Taxation makes certain
7 calculations for amounts due to certain political subdivisions; providing for the
8 application of this Act; and generally relating to BRAC Revitalization and
9 Incentive Zones.

10 BY repealing and reenacting, with amendments,

11 Article - Economic Development

12 Section 5-1304(a) and 5-1306(d)

13 Annotated Code of Maryland

14 (2008 Volume)

15 BY repealing and reenacting, with amendments,

16 Article - Tax - Property

17 Section 2-222(d)

18 Annotated Code of Maryland

19 (2007 Replacement Volume and 2008 Supplement)

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

3 **Article – Economic Development**

4 5–1304.

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

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

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

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

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

19 5–1306.

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

25 **Article – Tax – Property**

26 2–222.

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

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

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

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

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

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

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.