

HOUSE BILL 1517

L5, L2

9lr3307

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

Introduced and read first time: March 5, 2009

Assigned to: Rules and Executive Nominations

Re-referred to: Environmental Matters, March 20, 2009

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 25, 2009

CHAPTER _____

1 AN ACT concerning

2 **Maryland-National Capital Park and Planning Commission - ~~Transfer~~**
3 **Disbursement of Funds to Prince George's County and Montgomery County**

4 **MC/PG 127-09**

5 FOR the purpose of requiring the Maryland-National Capital Park and Planning
6 Commission, ~~on the request of the County Executive of Prince George's County~~
7 ~~and only for the period covering certain fiscal years, to transfer to Prince~~
8 ~~George's County a certain amount of money originating from certain taxes and~~
9 ~~that is located in certain funds; and generally relating to a transfer of funds to~~
10 disburse to Prince George's County on or before certain dates certain sums of
11 money drawn from the balances of certain funds collected in Prince George's
12 County under certain provisions of law; requiring the Commission to disburse to
13 Montgomery County on or before a certain date a certain sum of money drawn
14 from the balances of certain funds collected in Montgomery County under a
15 certain provision of law; and generally relating to certain disbursements of
16 certain sums of money by certain dates from the Maryland-National Capital
17 Park and Planning Commission to Prince George's County and Montgomery
18 County.

19 ~~BY adding to~~
20 ~~Article 28 - Maryland National Capital Park and Planning Commission~~
21 ~~Section 6-112~~
22 ~~Annotated Code of Maryland~~
23 ~~(2003 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 28 – Maryland National Capital Park and Planning Commission~~

4 ~~6-112.~~

5 ~~NOTWITHSTANDING ANY OTHER LAW, FOR THE PERIOD COVERING FISCAL~~
6 ~~YEARS 2010 AND 2011 ONLY, ON THE REQUEST OF THE COUNTY EXECUTIVE OF~~
7 ~~PRINCE GEORGE’S COUNTY, THE COMMISSIONER SHALL TRANSFER TO PRINCE~~
8 ~~GEORGE’S COUNTY AN AMOUNT NOT TO EXCEED \$76,000,000 FROM MONEY~~
9 ~~THAT ORIGINATES FROM TAXES LEVIED AGAINST ASSESSABLE PROPERTY IN~~
10 ~~PRINCE GEORGE’S COUNTY AND THAT IS LOCATED IN ONE OR MORE OF THE~~
11 ~~FOLLOWING COMMISSION FUNDS:~~

12 ~~(1) THE ADMINISTRATION FUND;~~

13 ~~(2) THE PARKS FUND; AND~~

14 ~~(3) THE RECREATION FUND.~~

15 (a) The Maryland–National Capital Park and Planning Commission is
16 authorized and directed, subject to subsection (b) of this section, to disburse to Prince
17 George’s County in two equal installments, the first being due on December 1, 2009,
18 and the second being due on March 1, 2010, the sum of \$30,000,000 drawn from the
19 balance of funds, then existing or reasonably estimated, collected in Prince George’s
20 County under Article 28, §§ 6–106(b), (c), and (e) and 6–107 of the Annotated Code of
21 Maryland.

22 (b) The amount of money disbursed under this section may not exceed
23 \$30,000,000 in the aggregate and may not result in a projected deficit in any of the
24 funds specified in this section.

25 SECTION 2. AND BE IT FURTHER ENACTED, That:

26 (a) The Maryland–National Capital Park and Planning Commission is
27 authorized and directed, subject to subsection (b) of this section, to disburse to Prince
28 George’s County in two equal installments, the first being due on December 1, 2010,
29 and the second being due on March 1, 2011, the sum of \$30,000,000 drawn from the
30 balance of funds, then existing or reasonably estimated, collected in Prince George’s
31 County under Article 28, §§ 6–106(b), (c), and (e) and 6–107 of the Annotated Code of
32 Maryland.

33 (b) The amount of money disbursed under this section may not exceed
34 \$30,000,000 in the aggregate and may not result in a projected deficit in any of the
35 funds specified in this section.

1 SECTION 3. AND BE IT FURTHER ENACTED, That:

2 (a) The Maryland–National Capital Park and Planning Commission is
3 authorized and directed, subject to subsection (b) of this section, to disburse to
4 Montgomery County, on or before October 1, 2009, the sum of \$5,000,000 drawn from
5 the balance of funds, then existing or reasonably estimated, collected in Montgomery
6 County under Article 28, § 7–106 of the Annotated Code of Maryland.

7 (b) The amount of money disbursed under this section may not exceed
8 \$5,000,000 and may not result in a projected deficit in the fund specified in this
9 section.

10 (c) Money disbursed under this section may only be used for the purpose of
11 purchasing interests in real property to prevent nonagricultural uses of lands
12 designated for agricultural preservation in Montgomery County’s functional master
13 plan for the preservation of agricultural and rural open space.

14 SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take
15 effect ~~June~~ July 1, 2009.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.