

# CHAPTER 474

(House Bill 1517)

AN ACT concerning

## **Maryland–National Capital Park and Planning Commission – ~~Transfer~~ Disbursement of Funds to Prince George’s County and Montgomery County**

**MC/PG 127–09**

FOR the purpose of requiring the Maryland–National Capital Park and Planning Commission, ~~on the request of the County Executive of Prince George’s County and only for the period covering certain fiscal years, to transfer to Prince George’s County a certain amount of money originating from certain taxes and that is located in certain funds; and generally relating to a transfer of funds to~~ disburse to Prince George’s County on or before certain dates certain sums of money drawn from the balances of certain funds collected in Prince George’s County under certain provisions of law; requiring the Commission to disburse to Montgomery County on or before a certain date a certain sum of money drawn from the balances of certain funds collected in Montgomery County under a certain provision of law; and generally relating to certain disbursements of certain sums of money by certain dates from the Maryland–National Capital Park and Planning Commission to Prince George’s County and Montgomery County.

~~BY adding to~~

~~Article 28 – Maryland–National Capital Park and Planning Commission  
Section 6–112  
Annotated Code of Maryland  
(2003 Replacement Volume and 2008 Supplement)~~

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

~~**Article 28 – Maryland–National Capital Park and Planning Commission  
6–112.**~~

~~**NOTWITHSTANDING ANY OTHER LAW, FOR THE PERIOD COVERING FISCAL YEARS 2010 AND 2011 ONLY, ON THE REQUEST OF THE COUNTY EXECUTIVE OF PRINCE GEORGE’S COUNTY, THE COMMISSIONER SHALL TRANSFER TO PRINCE GEORGE’S COUNTY AN AMOUNT NOT TO EXCEED \$76,000,000 FROM MONEY THAT ORIGINATES FROM TAXES LEVIED AGAINST ASSESSABLE PROPERTY IN**~~

~~PRINCE GEORGE'S COUNTY AND THAT IS LOCATED IN ONE OR MORE OF THE FOLLOWING COMMISSION FUNDS:~~

- ~~(1) THE ADMINISTRATION FUND;~~
- ~~(2) THE PARKS FUND; AND~~
- ~~(3) THE RECREATION FUND.~~

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

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

SECTION 2. AND BE IT FURTHER ENACTED, That:

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

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

SECTION 3. AND BE IT FURTHER ENACTED, That:

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

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

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

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

**Approved by the Governor, May 7, 2009.**