

HOUSE BILL 914

Q2

0lr2831
CF SB 730

By: **Delegate Smigiel**

Introduced and read first time: February 10, 2010

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Cecil County Property Tax Rate – Constant Yield Tax Rate**

3 FOR the purpose of prohibiting the County Commissioners of Cecil County from
4 setting a county property tax rate that exceeds the constant yield tax rate,
5 excluding certain revenue; providing for the application of this Act; and
6 generally relating to the county property tax rate in Cecil County.

7 BY repealing and reenacting, without amendments,
8 Article – Tax – Property
9 Section 6–308(b) and (h)
10 Annotated Code of Maryland
11 (2007 Replacement Volume and 2009 Supplement)

12 BY adding to
13 Article – Tax – Property
14 Section 6–308(k)
15 Annotated Code of Maryland
16 (2007 Replacement Volume and 2009 Supplement)

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

19 **Article – Tax – Property**

20 6–308.

21 (b) (1) Unless the requirements of this section are met, a taxing authority
22 may not set a county or municipal corporation real property tax rate that exceeds the
23 constant yield tax rate in any taxable year excluding revenue from real property
24 appearing for the 1st time on the assessment roll.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) A taxing authority does not meet the requirements of this section
2 until it provides to the Department:

3 (i) on or before 15 days after the date of the advertisement
4 required by this section a copy of the entire newspaper page that carried the meeting
5 notice required by this section; or

6 (ii) the evidence that the Department requires of the mailing of
7 the notices described in subsection (c) of this section.

8 (h) The requirements of this section do not apply if a taxing authority:

9 (1) increases the county or municipal corporation real property tax
10 rate above the constant yield tax rate solely because of the reduction in the taxing
11 authority's real property assessable base due to the final determination of assessment
12 appeals; or

13 (2) sets a county or municipal corporation real property tax rate that
14 does not exceed the constant yield tax rate.

15 **(K) SUBJECT TO SUBSECTION (H) OF THIS SECTION BUT**
16 **NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE COUNTY**
17 **COMMISSIONERS OF CECIL COUNTY MAY NOT SET A COUNTY OR MUNICIPAL**
18 **CORPORATION REAL PROPERTY TAX RATE THAT EXCEEDS THE CONSTANT YIELD**
19 **TAX RATE IN ANY TAXABLE YEAR EXCLUDING REVENUE FROM REAL PROPERTY**
20 **APPEARING FOR THE 1ST TIME ON THE ASSESSMENT ROLL.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 June 1, 2010, and shall be applicable to all taxable years beginning after June 30,
23 2010.