

Bill No.: _____
Requested: _____
Committee: _____

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By: **Prince George’s County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George’s County – School Facilities and Public Safety and Behavioral**
3 **Health Surcharges – Deferral of Payment**

4 **PG 405–26**

5 FOR the purpose of authorizing the Prince George’s County Council and the Governing
6 Body of Prince George’s County to defer the payment of certain surcharges until the
7 occurrence of certain events; and generally relating to the school facilities surcharge
8 and the public safety and behavioral health surcharge in Prince George’s County.

9 BY repealing and reenacting, without amendments,
10 The Public Local Laws of Prince George’s County
11 Section 10–192.01(a)
12 Article 17 – Public Local Laws of Maryland
13 (2015 Edition and 2018 Supplement, as amended)
14 (As enacted by Chapter 351 of the Acts of the General Assembly of 2019)

15 BY repealing and reenacting, with amendments,
16 The Public Local Laws of Prince George’s County
17 Section 10–192.01(d)
18 Article 17 – Public Local Laws of Maryland
19 (2015 Edition and 2018 Supplement, as amended)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 BY repealing and reenacting, without amendments,
2 The Public Local Laws of Prince George’s County
3 Section 10–192.11(a)
4 Article 17 – Public Local Laws of Maryland
5 (2015 Edition and 2018 Supplement, as amended)
6 (As enacted by Chapter 567 of the Acts of the General Assembly of 2021)

7 BY repealing and reenacting, with amendments,
8 The Public Local Laws of Prince George’s County
9 Section 10–192.11(c)
10 Article 17 – Public Local Laws of Maryland
11 (2015 Edition and 2018 Supplement, as amended)
12 (As enacted by Chapter 567 of the Acts of the General Assembly of 2021)

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

15 **Article 17 – Prince George’s County**

16 10–192.01.

17 (a) (1) The governing body of Prince George’s County, by resolution, shall
18 impose a school facilities surcharge on new residential construction for which a building
19 permit is issued on or after July 1, 2003.

20 (2) (A) Except as provided under subparagraph (B) of this paragraph,
21 the County Council may impose a school facilities surcharge on new residential
22 construction for which a building permit is issued on or after July 1, 2003, by a municipal
23 corporation in Prince George’s County with zoning authority and the authority to issue
24 building permits.

25 (B) The County Council may not impose a school facilities surcharge
26 on new residential construction for which a building permit is issued by a municipal
27 corporation if Prince George’s County has collected a surcharge on issuance of a County
28 permit for the same new residential construction.

1 (d) (1) (A) [The] **EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (B) OF**
2 **THIS PARAGRAPH, THE** school facilities surcharge shall be paid by the seller at the time
3 a building permit is issued for the dwelling unit.

4 (B) **THE COUNTY COUNCIL MAY DEFER PAYMENT OF THE**
5 **SCHOOL FACILITIES SURCHARGE UNTIL THE:**

6 (I) **FINAL INSPECTION OF THE NEW RESIDENTIAL**
7 **CONSTRUCTION;**

8 (II) **ISSUANCE OF A USE AND OCCUPANCY PERMIT FOR**
9 **THE PROPERTY; OR**

10 (III) **TIME OF CLOSING OF THE FIRST SALE OF THE**
11 **PROPERTY OCCURRING AFTER THE ISSUANCE OF THE BUILDING PERMIT.**

12 (2) The school facilities surcharge may not be construed to be a settlement
13 cost.

14 10-192.11.

15 (a) The Governing Body of Prince George's County, by resolution, may impose a
16 public safety and behavioral health surcharge on new residential construction for which a
17 building permit is issued by the County unless a preliminary plan for the residential
18 development was approved on or before July 1, 2005.

19 (c) (1) (A) [The] **EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (B) OF**
20 **THIS PARAGRAPH, THE** public safety and behavioral health surcharge shall be paid by the
21 seller at the time a building permit is issued for the dwelling unit.

22 (B) **THE GOVERNING BODY OF PRINCE GEORGE'S COUNTY**
23 **MAY DEFER PAYMENT OF THE PUBLIC SAFETY AND BEHAVIORAL HEALTH**
24 **SURCHARGE UNTIL THE:**

25 (I) **FINAL INSPECTION OF THE NEW RESIDENTIAL**
26 **CONSTRUCTION;**

