Q2 EMERGENCY BILL 7lr0726

By: Howard County Delegation

Introduced and read first time: January 30, 2017

Assigned to: Ways and Means

A BILL ENTITLED

1	AN ACT concerning				
2 3	Howard County - Property Tax Credit for Commercial Real Property - Flood Damage				
4	Ho. Co. 9–17				
5 6 7 8 9 10 11 12	tax credit against the county property tax imposed on commercial real property that the governing body determines has suffered certain damage caused by flood conditions; authorizing the governing body of Howard County to specify the amount and duration of the credit and to provide for the implementation and administration of the credit; providing for the application of this Act; making this Act an emergency measure; and generally relating to a property tax credit in Howard County for				
13 14 15 16 17	BY repealing and reenacting, with amendments, Article – Tax – Property Section 9–315(a) and (b) Annotated Code of Maryland (2012 Replacement Volume and 2016 Supplement)				
18 19	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:				
20	Article - Tax - Property				
21	9–315.				
22 23	(a) The governing body of Howard County may grant, by law, a property tax credit under this section against the county property tax imposed on:				
24	(1) property that:				

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1		(i)	is owned by any community association;
2 3	purposes; and	(ii)	is used for community, civic, educational, library, or park
4 5	facility;	(iii)	is not a swimming pool, tennis court, or similar recreational
6 7	(2) preservation progr		property that is subject to the county's agricultural land
8 9 10	(3) new construction or or industrial busin	or an i	ct to subsections (b) and (c) of this section, real property that is mprovement to real property owned or occupied by a commercial at:
11		(i)	is currently or will be doing business in Howard County;
12 13 14 15	created when a job	funct	will employ at least 12 additional full—time local employees by h the credit is allowed, not including any employee filling a job ion is shifted from an existing location in the State to the location or improvement; and
16 17	be:	(iii)	makes a substantial investment in Howard County, which may
18 19	totals at least \$2,0	00,000	1. the acquisition of a building, land, or equipment that); or
20 21	current average ar	nnual v	2. the creation of 10 positions with salaries greater than the wage in Howard County;
22 23	(4) therapeutic riding		ct to subsection (b) of this section, real property that is used as a y by a nonprofit organization that:
24 25	Code;	(i)	is exempt from taxation under § $501(c)(3)$ of the Internal Revenue
26		(ii)	provides services to disabled individuals; and
27		(iii)	has at least 85% of its clients who are disabled individuals; [and]
28 29 30	(5) property that is Commission; AND	-	ct to subsection (b) of this section, owner–occupied residential real owned by an individual and the Howard County Housing

1 2 3		SUBJECT TO SUBSECTION (B) OF THIS SECTION, COMMERCIAL THAT THE GOVERNING BODY OF HOWARD COUNTY DETERMINES LOOD DAMAGE OR SEWER DAMAGE CAUSED BY FLOOD CONDITIONS.			
4 5	(b) In establishing a tax credit under subsection (a)(3) through [(5)] (6) of this section, the governing body of Howard County:				
6	(1)	shall develop criteria necessary to implement the credit;			
7	(2)	shall designate an agency to administer the credit; and			
8	(3)	may specify:			
9		(i) the amount and duration of the credit;			
10		(ii) the qualifications and application procedures for the credit; and			
11 12	administration of	(iii) any other requirement or procedure for the granting or the credit that the governing body considers appropriate.			
13 14	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be applicable to all taxable years beginning after June 30, 2017.				
15 16	SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has				

been passed by a yea and nay vote supported by three—fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is

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18 19

enacted.