

Bill No. 38-06
Concerning: Technical Corrections
Revised: 10-17-06 Draft No. 2
Introduced: September 19, 2006
Enacted: October 17, 2006
Executive: October 25, 2006
Effective: January 24, 2007
Sunset Date: None
Ch. 33, Laws of Mont. Co. 2006

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: County Council

AN ACT to correct technical, typographical, grammatical, and codification errors in, and make stylistic, clarifying, and conforming amendments to, various provisions of County law.

By amending

Montgomery County Code
Chapter 1, General Provisions
Section 1-101

Chapter 1A, Structure of County Government
Section 1A-104

Chapter 2, Administration
Section 2-73

Chapter 2A, Administrative Procedures Act
Sections 2A-16, 2A-17, and 2A-20

Chapter 8A, Cable Communications
Section 8A-31

Chapter 11, Consumer Protection
Sections 11-8 and 11-10

Chapter 11A, Condominiums
Section 11A-5

Chapter 11B, Contracts and Procurement
Section 11B-64

Chapter 14, Development Districts

Section 14-14

Chapter 16, Elections

~~[[Section]] Sections 16-4, 16-8, and 16-10~~

Chapter 19A, Ethics

~~[[Section]] Sections 19A-12 and 19A-17~~

Chapter 20, Finance

Sections 20-35, 20-36, and 20-77

Chapter 22A, Forest Conservation - Trees

Section 22A-16

Chapter 24, Health and Sanitation

Section 24-51

Chapter 26, Housing and Building Maintenance Standards

Section 26-4

Chapter 27, Human Rights and Civil Liberties

Sections 27-4, 27-5, 27-11, and 27-63

Chapter 31, Motor Vehicles and Traffic

Sections 31-9, 31-21, 31-31, 31-33, 31-46, 31-48, 31-57, and 31-62

Chapter 33, Personnel and Human Resources

~~[[Section]] Sections 33-43, 33-45, and 33-118~~

Chapter 52, Taxation

Sections 52-18H, 52-18I, ~~[[and]] 52-18N, and 52-18O~~

Chapter 68A, Montgomery County Urban Districts

Section 68A-5

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[[Single boldface brackets]]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 Sec. 1. Sections 1-101, 1A-104, 2-73, 2A-16, 2A-17, 2A-20, 8A-31, 11-8,
 2 11-10, 11A-5, 11B-64, 14-14, 16-4, 16-8, 16-10, 19A-12, 19A-17, 20-35, 20-36,
 3 20-77, 22A-16, 24-51, 26-4, 27-4, 27-5, 27-11, 27-63, 31-9, 31-21, 31-31, 31-33,
 4 31-46, 31-48, 31-57, 31-62, 33-43, 33-45, 33-118, 52-18H, 52-18I, 52-18N, 52-
 5 18O, and 68A-5 are amended as follows:

6 **1-101. Publication of new laws.**

7 * * *

8 (b) *When to publish new laws.* The [council] Council must publish the
 9 title or a summary of every new law. The [council] Council must
 10 publish the title or a summary of an [emergency] expedited law
 11 promptly after it becomes law. The [council] Council should publish
 12 the title or a summary of every other law promptly after it becomes a
 13 law, but must publish the title or summary before the law takes effect.

14 **1A-104. Heads of departments and principal offices; other positions**
 15 **designated as non-merit.**

16 (a) *Names.* The head of a department or principal office is called the
 17 Director of the department or principal office, except that:

- 18 (1) the Director of Police is also called the Chief of Police; [and]
- 19 (2) the Director of the Montgomery County Fire and Rescue
 20 Service is also called the Fire Chief; and
- 21 (3) the Director of the Office of the County Attorney is called the
 22 County Attorney.

23 * * *

24 **2-73. Publication of bills and council proceedings.**

25 (a) The [council shall be] Council is responsible for publication as
 26 required by [section] Section 3, [article] Article XI-A of the Maryland
 27 Constitution [of Maryland]. The title or a summary of all laws and

ordinances proposed [shall] must be published once a week for [two
 (2)] 2 successive weeks [prior to] before enactment in at least one
 [(1)] newspaper of general circulation in the [county] County, so that
 the taxpayers and citizens may have notice [thereof] of all proposed
laws and ordinances. The requirement of publication of proposed
 legislation may be satisfied by including the title or summary in the
 notice of hearing. The validity of [emergency] expedited legislation
 [shall] is not [be] affected if the law is enacted [prior to completion of
 advertising thereof] before the law is advertised. If the publication
 requirements of the Maryland Constitution are changed, the [council
 shall] Council must comply with any amended requirements [but shall
 not be bound to publish if not required, except as may be prescribed
 otherwise herein] of the Constitution and state and County law.

* * *

2A-16. Administrative procedures.

* * *

(b) *Copy to the County Council.* The CAO must promptly send the
 [secretary] Clerk of the County Council a copy of the administrative
 procedures.

* * *

2A-17. Executive orders.

* * *

(c) *Copy to County Council.* The County Executive must promptly send
 the [secretary] Clerk of the County Council a copy of each executive
 order adopted.

2A-20. Pricing and availability of COMCOR and the Register.

* * *

55 (c) *Free distribution.* The CAO must send a copy of COMCOR, the
56 Register, and the supplements to COMCOR to:

57 (1) The [secretary] Clerk of the County Council;

58 * * *

59 **8A-31. [Telecommunications] Cable and Communications Advisory**
60 **Committee.**

61 (a) *Established.* The [Telecommunications] Cable and Communications
62 Advisory Committee may provide advice and recommendations to the
63 County Executive, County Council, and the Department of
64 Technology Services on all telecommunications issues, including the
65 administration of this Chapter and any franchise agreement or
66 application.

67 * * *

68 **11-8. Conciliation Procedures.**

69 * * *

70 (e) The Director may enforce a violation of a settlement agreement under
71 Section ~~[[11-10]]~~ 11-11 as if it is a violation of this Chapter.

72 **11-10. Administrative hearing.**

73 * * *

74 (i) If the hearing officer imposes a civil penalty, the hearing officer
75 should consider:

76 ~~[(A)]~~ (1) the severity of the violation;

77 ~~[(B)]~~ (2) the severity of any harm to the consumer;

78 ~~[(C)]~~ (3) the motives of the violator;

79 ~~[(D)]~~ (4) any previous violations by the same person or entity;

80 ~~[(E)]~~ (5) whether the penalty will deter future misconduct; and

81 ~~[(F)]~~ (6) whether a stop order or restitution would sufficiently
82 protect consumers.

83 * * *

84 **11A-5. Extended leases.**

85 * * *

86 (c) *Life tenancies.* A household that includes a senior citizen or
87 handicapped citizen is entitled to an extended lease for a period of no
88 less than the lifetime of the senior citizen or handicapped citizen if
89 the:

90 (1) household meets the annual income limit established in
91 subsection (h); and

92 (2) [the] senior citizen or handicapped citizen has been a member
93 of the household for at least 12 months before the notice
94 required by § 11-102.1 of the Real Property Article is given.

95 * * *

96 (j) *Regulations.* The County Executive may adopt regulations under
97 method (3) to implement this Section, including regulations that
98 establish:

99 (1) recordation requirements for owners of condominium units
100 subject to life tenancies under this Section; and

101 (2) prohibitions against changing business or leasing practices to
102 circumvent the application of this Section.

103 **11B-64. Sunset date.**

104 This Article is not effective after [March 1] December 31, 2009.

105 **14-14. Form, terms and conditions of bonds.**

106 * * *

107 (b) Each bond must be signed manually or in facsimile by the County
 108 Executive, and the seal of the County must be affixed to the bonds and
 109 attested by the [Secretary] Clerk of the Council. If any officer whose
 110 signature or countersignature appears on the coupons ceases to hold
 111 that office before the bonds are delivered, the officer's signature or
 112 countersignature is nevertheless valid and sufficient for all purposes
 113 as if the officer had remained in office until delivery.

114 * * *

115 **16-4. ~~[[To be conducted]]~~ Conducted by Board ~~[[of supervisors]]~~ of
 116 Elections.**

117 The County Board ~~[[of Supervisors]]~~ of Elections ~~[[of the County,~~
 118 established by public general law, shall constitute a special board of election
 119 supervisors for the]] must conduct ~~[[of]]~~ any referendum on any ~~[[public local~~
 120 laws, or part thereof,]] County law as provided in Section 115 of the County
 121 Charter~~[[, including any law, or part thereof, authorizing the issuance of bonds,~~
 122 notes, certificates of indebtedness, or other obligations of the County, or renewal
 123 thereof]].

124 **16-8. ~~[Same - Notification of]~~ Notice to Council and County Executive;
 125 public notice; [holding] date of election.**

126 (a) The ~~[board of election supervisors shall]~~ Board must promptly notify
 127 the President of the Council and the County Executive of any
 128 referendum petition [so] filed with it and whether [or not any] the
 129 petition [so filed] is a valid petition requiring a referendum to be held
 130 under the Charter.

131 (b) If notified that the petition [so filed is a valid petition requiring]
 132 requires a referendum to be held under the Charter, the [county
 133 executive shall give] President of the Council must notify the public

134 [notice, in such manner as he shall determine,] by advertisement in a
 135 newspaper of general circulation in the County that the [act] law,
 136 unless it is an [emergency legislation] expedited law, is [without force
 137 and] not in effect pending [the holding of the] a referendum [thereon]
 138 on it.

139 (c) [Emergency legislation shall remain in force from the date it shall
 140 become law, notwithstanding the filing of a petition for referendum,
 141 but shall stand repealed thirty (30) days after rejection by a majority
 142 of the qualified voters voting thereon. Such] The referendum [shall]
 143 must be held at the next regular [or special] election [(whichever first
 144 occurs) in the county] for [the election of] any state or federal officer
 145 for which the ballot has not already been approved, or at a special
 146 election to be held [at such time as] on a date designated by the
 147 County Executive [may prescribe] within 30 days after the Executive
 148 received notice under this Section from the Board.

149 (d) The Board [shall] must conduct any [such] referendum [election] and
 150 [shall] must use the same voting machines or ballots [or both] as [used
 151 by] it [generally] uses for [election purposes in the county] other
 152 elections.

153 **16-10. Return of election returns [[to county executive]]; public notice**
 154 **[[to be given]].**

155 (a) [[Following]] After the election the Board [[of election supervisors
 156 shall]] must promptly [[make a return to]] notify the Clerk of the
 157 Council and the County Executive of the “yes” and “no” votes cast on
 158 the question. [[If the majority of the votes so returned are “yes,” the
 159 act or part thereof voted upon shall take effect in accordance with the
 160 charter, and if the act is one authorizing the issuance of any bonds,

161 notes, certificates of indebtedness or other obligations of the county,
162 or renewal thereof, such return of votes shall constitute an approval by
163 the voters of the issuance of such bonds, notes, certificates of
164 indebtedness or other obligations.]]

165 (b) Promptly after receiving the [[return]] notice of the votes, the [[county
166 executive shall give]] Clerk of the Council must notify the public
167 [[notice, in such manner as he shall determine,]] by advertisement in a
168 newspaper of general circulation in the County of the result
169 [[thereof]], and if the [[act, or part thereof voted upon]] law is
170 approved, of [[the]] its effective date [[thereof]].

171 **19A-12. Restrictions on other employment and business ownership.**

172 * * *

173 (c) *Exceptions.* Subsections (a) and (b) do not apply to:

174 * * *

175 (4) an elected public employee in regard to employment held at the
176 time of election, if the employment is disclosed to the County
177 Board of [[Supervisors of]] Elections before the election. The
178 Commission must file the disclosure received from the
179 [[Supervisor]] County Director of Elections with the financial
180 disclosure record of the elected public employee.

181 * * *

182 **19A-17. Who must file financial disclosure statements.**

183 * * *

184 (d) The Executive and Council, respectively, must annually review the
185 list of employees designated under subsections (a)(4), (a)(5), (a)(6),
186 (b)(7), and (b)(8) for compliance with the purposes of this Article.

187 **20-35. County [executive] Executive concurrence, veto, [council] Council**
 188 **override.**

189 (a) The [council secretary shall] Clerk of the Council must submit any
 190 resolution of the [council] Council approving a bond guarantee to the
 191 [county executive] County Executive for approval within 3 days after
 192 adoption.

193 (b) If the [county executive] County Executive does not communicate
 194 disapproval of the resolution and the reasons for the disapproval to the
 195 [council] Council within 10 days after receiving the resolution, the
 196 [council's] Council's approval stands. If the [county executive]
 197 County Executive disapproves the resolution, the [council] Council
 198 may override the disapproval by an affirmative vote of at least 6
 199 [councilmembers] Councilmembers.

200 (c) The [council] Council may rescind the resolution approving a bond
 201 guarantee at any time before the bonds are advertised for public sale,
 202 or, in the case of a private sale, before the sale of the bonds or
 203 distribution of a related offering circular, whichever occurs first.

204 **20-36. Bond guarantee endorsement; [county] County guarantee and**
 205 **levy of ad valorem taxes.**

206 (a) Each [of the bonds] bond issued [pursuant to the authority of] under
 207 this [chapter shall] Chapter must be endorsed by the guarantee of the
 208 [county] County in the following language: "The payment of interest
 209 when due and the principal at maturity is guaranteed by Montgomery
 210 County, Maryland.. The full faith and credit and unlimited taxing
 211 power of Montgomery County is hereby pledged to the performance
 212 of this guarantee."

213 (b) [Such] This guarantee [shall] must be executed in the name of the
 214 [county] County and on its behalf on each [of said bonds] bond by the
 215 signatures of the [director of finance] Director of Finance and the
 216 [secretary of the county council of the county] Clerk of the County
 217 Council, which signatures may be in facsimile.

218 (c) [Such bonds] Each bond, so endorsed, [shall be] is an unconditional
 219 general [obligations] obligation of the [county] County.
 220 [Montgomery] The County[, Maryland,] hereby covenants and agrees
 221 that, [in the event that] if all funds available to the [housing
 222 opportunities commission] Housing Opportunities Commission [for
 223 the payment of] to pay the principal of and interest on outstanding
 224 bonds authorized [pursuant to this act] under this Chapter are
 225 insufficient for any reason to meet [such] principal and interest
 226 payments, in each [and every] fiscal year [in which] when any [of]
 227 such [bonds are] bond is outstanding, [it] the County will levy or
 228 cause to be levied ad valorem taxes [upon] on all the assessable
 229 property [within the corporate limits of] in the [county in] County at a
 230 rate and amount sufficient to provide for the payment, when due, of
 231 the principal of and interest on all such bonds maturing in [such] that
 232 fiscal year, and [in the event] if the proceeds from such taxes [shall]
 233 prove inadequate [for the above purposes], [it] the County will levy
 234 additional taxes in the [succeeding] next fiscal year to make up any
 235 [such] deficiency.

236 **20-77. Payment of Supplement.**

237 The Director of Finance must pay each [person] resident who meets certain
 238 eligibility standards a Working Families Income Supplement. If the Comptroller
 239 of the Treasury agrees, the Director may arrange for the Comptroller to pay the

240 Supplement. To the extent that the Comptroller does not pay the supplement, the
241 Director must pay it directly to each eligible [person] resident.

242 **22A-16. Penalties and other remedies**

243 * * *

244 (d) *Administrative civil penalty.*

245 * * *

246 (2) In determining the amount of the civil penalty, or the extent of
247 an administrative order issued by the Planning Director under
248 Section 22A-17, the Planning Board or Planning Director must
249 consider:

250 * * *

251 The Board or Director may treat any forest clearing in a
252 ~~[[steam]]~~ stream buffer, wetland, or special protection area as
253 creating a rebuttable presumption that the clearing had an
254 adverse impact on water quality.

255 **24-51. Voting; chair; meetings; compensation.**

256 * * *

257 (d) *Compensation.* Except as provided in subsection ~~[[f]]~~ (e), a member
258 must serve without compensation.

259 **26-4. Compliance with other laws.**

260 (a) *Other County laws apply.* In addition to this Chapter, each owner of
261 property must also comply with any property and structure
262 maintenance requirements in Chapter 8, Chapter 17, Chapter 22,
263 Chapter 29, Chapter 48, ~~[Chapter 55,]~~ Chapter 58, and Chapter 59.

264 * * *

265 **Article I. Commission on Human ~~[[Relations]]~~ Rights.**

266 **27-1. Statement of policy.**

267 * * *

268 27-4. **Commission staff and Office of Human Rights.**

269 * * *

270 (b) (4) Before a complaint is certified to the Commission under
271 Sections 27-7(f)(2) or (g)(4), the director may investigate,
272 resolve, or conciliate the complaint.

273 * * *

274 27-5. **Duties generally.**

275 (a) The Commission must:

276 * * *

277 (9) Initiate and receive complaints of discrimination, prejudice,
278 intolerance, and bigotry from any person or group because of
279 race, color, sex, age, marital status, religious creed, ancestry,
280 national origin, disability, sexual orientation, ~~[[geneticstatus]]~~
281 genetic status, presence of children, family responsibilities or
282 source of income, that deprives that person or group of equal
283 rights, protection, or opportunity in employment, real estate,
284 and public accommodation. The Commission must:

285 (A) approve any conciliation agreement before the agreement
286 ~~[[in]]~~ is enforceable as an order of the Commission;

287 * * *

288 27-11. **Discriminatory practices.**

289 (a) An owner, lessee, operator, manager, agent, or employee of any place
290 of public accommodation in the County must not, with respect to the
291 accommodation:

292 * * *

293 (2) display, circulate or publicize or cause to be displayed,
294 circulated or publicized, directly or indirectly, any notice,
295 communication, or advertisement that states or implies:

296 (A) any distinction in the availability of any facility, service,
297 commodity, or activity related to the accommodation that
298 would violate ~~[[paragraph(1)]]~~ paragraph (1), or

299 * * *

300 **27-63. Committee on Hate/Violence.**

301 * * *

302 (a) *Members.* The County Executive must appoint, subject to
303 confirmation by the County Council, a Committee on Hate/Violence.
304 The Committee consists of 15 voting members and 6 ex-officio
305 nonvoting members. Each voting member must, when appointed,
306 reside in the County.

307 * * *

308 (2) *Nonvoting members.* The County Council, County Executive,
309 Department of Police, ~~[[Human Relations]]~~ Commission on
310 Human Rights, Montgomery County Public Schools, and
311 Montgomery College, should each designate an ex-officio
312 nonvoting member of the Committee.

313 * * *

314 (d) *Staff.* The Office of the ~~[[Human Relations]]~~ Commission on Human
315 Rights must provide the Committee with staff, offices, and supplies as
316 are appropriated for it.

317 **31-9. Impounding illegally parked vehicles, impeding traffic, etc.**

318 * * *

319 (b) In any case involving the impoundment of a vehicle under this
 320 Section, an administrative cost set by Council resolution adopted [as
 321 provided in] under Section [2-57] 2-57A must be charged to the
 322 owner of the vehicle, in addition to all fines and penalties assessed
 323 [pursuant to] for any violation of this [chapter plus] Chapter and any
 324 towing or storage charges incurred. All such fines, penalties, costs,
 325 and charges must be paid to the County before the owner may reclaim
 326 or secure the release of the vehicle.

327 **31-21. Impounding illegally parked vehicles.**

328 * * *

329 (b) In any case involving the impoundment of a vehicle under this
 330 [section] Section, an administrative cost set by Council resolution
 331 adopted [as provided in] under Section [2-57] 2-57A must be charged
 332 to the owner of the vehicle, in addition to all outstanding fines and
 333 penalties assessed [pursuant to] for violations of this [article plus]
 334 Article and any towing or storage charges incurred.

335 * * *

336 **31-31. Impounding illegally parked vehicles.**

337 * * *

338 (b) In any case involving the impoundment of a vehicle [pursuant to]
 339 under this [section] Section, an administrative cost set by Council
 340 resolution adopted [as provided in] under Section [2-57] 2-57A must
 341 be charged to the owner of the vehicle, in addition to all outstanding
 342 fines and penalties assessed [pursuant to] for violations of this [article
 343 plus] Article and any towing or storage charges incurred.

344 * * *

345 **31-33. Authority of [county executive] County Executive to establish**
346 **fees, time limits[, etc].**

347 (a) *Parking meters.*

348 * * *

349 (2) The Council by resolution adopted [as provided in] under
350 Section [2-57] 2-57A must prescribe parking meter or other
351 fees for parking at parking facilities and on streets and roads.

352 * * *

353 **31-46. Impounding illegally parked vehicles.**

354 * * *

355 (b) In any case involving the impoundment of a vehicle [pursuant to]
356 under this [section] Section; an administrative cost set by Council
357 resolution adopted [as provided in] under Section [2-57] 2-57A must
358 be charged to the owner of the vehicle, in addition to all outstanding
359 fines and penalties assessed [pursuant to] for violations of this [article
360 plus] Article and any towing and storage charges incurred as a result
361 of impoundment. All such fines, penalties, costs, and charges must be
362 paid to the County before the owner or operator may reclaim or secure
363 the release of the vehicle.

364 **31-48. Parking Permit Areas.**

365 * * *

366 (h) The Council by resolution adopted [as provided in] under Section [2-
367 57] 2-57A must establish fees in amounts sufficient to pay the costs
368 incidental to [the issuance] issuing and [renewal of] renewing permits
369 under this [section] Section.

370 * * *

371 **31-57. Failure to pay or comply; penalty in addition to fine.**

372 (a) If the owner or operator does not comply with the preceding sections
373 and the instructions provided on a notice of violation within the period
374 prescribed by this [article] Article the fine for such violation must be
375 increased by an additional penalty set by Council resolution adopted
376 [as provided in] under Section [2-57] 2-57A.

377 * * *

378 **31-62. Impounding or immobilizing vehicles after enumerated violations**
379 **generally.**

380 * * *

381 (c) In any case involving the impoundment or immobilization of a vehicle
382 [pursuant to] under this [section] Section, an administrative cost set by
383 Council resolution adopted [as provided in] under Section [2-57] 2-
384 57A must be charged to the owner or operator of the vehicle, in
385 addition to all outstanding fines and penalties assessed [pursuant to]
386 for violations of this [chapter plus] Chapter and any towing and
387 storage costs incurred. All such fines, penalties, [cost] costs, and
388 charges must be paid to the [county] County before the owner may
389 reclaim or secure the release of the vehicle.

390 **33-43. Disability retirement**

391 * * *

392 (j) Adjustment or cessation of disability pension payments.

393 * * *

394 (2) (A) The Chief Administrative Officer may reduce the amount
395 of the disability pension payments of a member who:

396 * * *

397 (ii) is engaged in, or able to engage in, an occupation
398 that pays more than the difference between the

399 amount of the disability pension payments and the
400 current maximum earnings of the occupational
401 classification from which the employee was
402 disabled.

403 * * *

404 **33-45. Vested benefits and withdrawal of contributions.**

405 * * *

406 (b) *Withdrawal of contributions.*

407 (1) If a member complies with paragraph (2), the County must
408 refund a member's contributions with credited interest to:

409 * * *

410 (B) a member eligible to vest whose County service ends and
411 who ~~[[and]]~~ voluntarily elects to withdraw, thus ceasing
412 to be a member.

413 * * *

414 **33-118. Maximum annual contribution.**

415 (a) *Contribution limitations.*

416 (1) Notwithstanding any other provision in this Division, to the
417 extent required under the Internal Revenue Code, the annual
418 additions described in this Section that are allocated in any
419 limitation year to the retirement accounts of any participant
420 must not exceed the lesser of:

421 (A) \$30,000, effective January 1, 1995, or \$40,000, effective
422 January 1, 2002~~[[,]]~~ (the "dollar limitation"), as adjusted
423 by the Internal Revenue Service from time to time to
424 reflect cost of living increases; or

425 * * *

426 (3) In this Section, for purposes of applying Section 415 of the
 427 Internal Revenue Code, "compensation" has the same meaning
 428 as provided in Treasury Regulation Section 1.415-2(d)(1),
 429 including amounts contributed at the election of the participant
 430 that are not includible in the gross income of the participant,
 431 under Sections ~~[[125, 132(f)(4), 402(g)(3), and 457]]~~ 402(g)(3),
 432 125, 457, and (effective January 1, 2001) 132(f)(4) of the
 433 Internal Revenue Code.

434 **[52-18I] 52-18H. Personal property tax - Research and development**
 435 **exemption.**

436 * * *

437 **[52-18H] 52-18I. Property tax credit - Leased property - Religious**
 438 **organizations.**

439 * * *

440 **52-18N. Property tax credit - surviving spouse of law enforcement officer**
 441 **or rescue worker.**

442 (a) The Director of Finance must allow a tax credit against the County
 443 property tax imposed on a dwelling that is owned by a surviving
 444 spouse of a fallen law enforcement officer or fallen rescue worker if
 445 the [Supervisor of Assessments] Director of Finance certifies that the
 446 taxpayer was qualified under State law for the credit before the end of
 447 the taxable year.

448 * * *

449 **52-18O. Home computer telecommuting incentive**

450 * * *

451 (d) The total amount of credits allowed in each ~~[[calendar]]~~ tax year must
 452 not exceed:

- 453 (1) \$100,000 in 2006;
- 454 (2) \$175,000 in 2007; and
- 455 (3) \$250,000 in 2008.

456 Starting in 2009, the County Council must set the total amount of
 457 credits allowed in each future tax year by resolution. If the Council
 458 takes no action for any year, the amount allowed for the prior year
 459 also applies to that year.

460 * * *

461 **68A-5. Advisory committees.**

462 (a) *Composition.* Each urban district must have an advisory committee, or
 463 an urban district corporation board of directors, whose members are
 464 appointed by the County Executive and confirmed by the County
 465 Council.

466 (1) [TThe] The Wheaton Urban District Advisory Committee has
 467 13 members if there are 2 or more optional method
 468 developments; 12 members if there is only one optional method
 469 development; and 11 members if there are no optional method
 470 developments. The Executive must strive to appoint the
 471 members so that:

472 * * *

473 (3) The Silver Spring Urban District Advisory Committee has 11
 474 members. The County Executive must strive to appoint the
 475 members so that:

476 * * *

477 (C) [two] three members represent a business that employs
 478 fewer than 25 employees;

479 (D) [three] two members represent a residential community
480 in the urban district; and

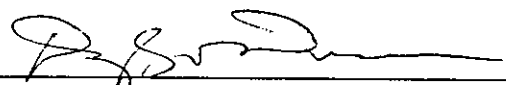
481 * * *

482 *Approved:*

483  10-18-06


George L. Leventhal, President, County Council Date

484 *Approved:*

485  10-25-06

Douglas M. Duncan, County Executive Date

486 *This is a correct copy of Council action.*

487  10/30/06

Linda M. Lauer, Clerk of the Council Date