

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 18-0195

Introduced by: The Council President
At the request of: The Administration (Department of Finance)
Introduced and read first time: March 12, 2018
Assigned to: Judiciary and Legislative Investigations Committee
Committee Report: Favorable with amendments
Council action: Adopted
Read second time: Marcyh 26, 2018

AN ORDINANCE CONCERNING

PACE Loan Program – ~~Corrective~~ Corrections and Updates

FOR the purpose of clarifying the description of priorities to which surcharge payments received under the PACE Loan Program must be credited; basing certain time limitations on and requirements for approving clean energy loans on the date of a project’s initiation;

BY repealing and reordaining, with amendments

Article 28 - Taxes
~~Section~~ Sections 30-7(b) and 30-8(g)
Baltimore City Code
(Edition 2000)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Laws of Baltimore City read as follows:

Baltimore City Code

Article 28. Taxes

Subtitle 30. Property Assessed Clean Energy (PACE) Loan Program

§ 30-7. Financing.

(b) Timing.

(1) [The] FOR PROJECTS INITIATED ON OR AFTER JULY 1, 2016, THROUGH DECEMBER 31, 2019, THE Administrator may approve a clean energy loan up to [1 year] 30 MONTHS after the property owner places qualifying energy improvements in service, AS LONG AS THE PROPERTY OWNER HAS FILED AN INITIAL PACE LOAN APPLICATION ON OR BEFORE DECEMBER 31, 2019.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

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1 (2) FOR PROJECTS INITIATED ON OR AFTER JANUARY 1, 2020, THE ADMINISTRATOR MAY
2 APPROVE A CLEAN ENERGY LOAN UP TO 30 MONTHS AFTER THE PROPERTY OWNER
3 PLACES QUALIFYING ENERGY IMPROVEMENTS IN SERVICE, as long as the property
4 owner has filed an initial PACE loan application prior to:

5 (I) [(1)] commencing construction of an energy-improvement project; or

6 (II) [(2)] altering a previously proposed project to include qualifying energy
7 improvements.

8 **§ 30-8. Surcharge.**

9 (g) *Repayment priority.*

10 Surcharge payments collected through a property owner's real property or stand-alone tax
11 bill shall be credited:

12 (1) first, to any non-Program [unpaid] taxes, as defined by [§ 14-801(c)] § 14-801(D)
13 of the State Tax-Property Article, [assessments, and charges] THAT ARE
14 DELINQUENT AS OF THE DATE THE SURCHARGE PAYMENTS ARE RECEIVED; and

15 (2) then, to Program surcharges.

16 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
17 are not law and may not be considered to have been enacted as a part of this or any prior
18 Ordinance.

19 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
20 after the date it is enacted.

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Certified as duly passed this _____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,
this _____ day of _____, 20__

Chief Clerk

Approved this _____ day of _____, 20__

Mayor, Baltimore City