

HOUSE BILL 1278

Q1

8lr1763

By: **Delegates Carr, Glenn, Hucker, Ivey, Kaiser, Minnick, Montgomery, Shewell, and Waldstreicher**

Introduced and read first time: February 8, 2008

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Municipal Corporations – Green Tax Reform**

3 FOR the purpose of exempting certain personal property from the municipal
4 corporation property tax; authorizing a municipal corporation to impose a sales
5 and use tax on certain fuel or energy used by commercial or industrial
6 businesses in the municipal corporation; providing for the application of certain
7 provisions of this Act; and generally relating to certain taxing authority of
8 municipal corporations.

9 BY repealing and reenacting, with amendments,
10 Article – Tax – Property
11 Section 7–109(a) and 7–222
12 Annotated Code of Maryland
13 (2007 Replacement Volume)

14 BY adding to
15 Article 24 – Political Subdivisions – Miscellaneous Provisions
16 Section 9–608
17 Annotated Code of Maryland
18 (2005 Replacement Volume and 2007 Supplement)

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

21 **Article – Tax – Property**

22 7–109.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) The personal property described in §§ [7-222,] 7-225[,] and 7-226 of this
2 title is subject to the municipal corporation property tax unless exempted in full or in
3 part by the governing body of the municipal corporation by law.

4 7-222.

5 (a) Except as provided in [§ 7-109 of this title and in] subsection (b) of this
6 section, the stock in business of a person engaged in a manufacturing or commercial
7 business is not subject to property tax.

8 (b) Except as provided by § 7-108 of this title, the personal property
9 described in subsection (a) of this section is subject to a county property tax on 35% of
10 its assessment in Wicomico County.

11 **Article 24 – Political Subdivisions – Miscellaneous Provisions**

12 **9-608.**

13 **A MUNICIPAL CORPORATION MAY IMPOSE BY ORDINANCE A SALES AND**
14 **USE TAX ON ELECTRICITY, GAS, STEAM, COAL, FUEL OIL, OR LIQUEFIED**
15 **PETROLEUM GAS USED BY COMMERCIAL AND INDUSTRIAL BUSINESSES IN THE**
16 **MUNICIPAL CORPORATION.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That §§ 7-109(a) and 7-222 of
18 the Tax – Property Article as enacted by Section 1 of this Act shall be applicable to all
19 taxable years beginning after June 30, 2008.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2008.