

SENATE BILL 19

Q4

(PRE-FILED)

2lr0573
CF HB 319

By: **Senators Peters, Astle, Klausmeier, Garagiola, DeGrange, Rosapepe, King, Kelley, Colburn, Kittleman, Madaleno, Montgomery, Edwards, Manno, and ~~Stone~~ Stone, and Dyson**

Requested: September 23, 2011

Introduced and read first time: January 11, 2012

Assigned to: Budget and Taxation

Committee Report: Favorable

Senate action: Adopted with floor amendments

Read second time: February 10, 2012

CHAPTER _____

1 AN ACT concerning

2 **Sales and Use Tax – Exemption – Veterans’ Organizations**

3 FOR the purpose of repealing a certain termination provision applicable to a sales and
4 use tax exemption for sales to certain veterans’ organizations; and generally
5 relating to a sales and use tax exemption for certain sales to certain veterans’
6 organizations.

7 BY repealing and reenacting, with amendments,
8 Article – Tax – General
9 Section 11–204(a)
10 Annotated Code of Maryland
11 (2010 Replacement Volume and 2011 Supplement)

12 BY repealing and reenacting, with amendments,
13 Chapter 217 of the Acts of the General Assembly of 2006, as amended by
14 Chapter 506 of the Acts of the General Assembly of 2009
15 Section 2

16 BY repealing and reenacting, with amendments,
17 Chapter 218 of the Acts of the General Assembly of 2006, as amended by
18 Chapter 506 of the Acts of the General Assembly of 2009
19 Section 2

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Tax – General**

4 11–204.

5 (a) The sales and use tax does not apply to:

6 (1) a sale to a cemetery company, as described in § 501(c)(13) of the
7 Internal Revenue Code in effect on July 1, 1987;

8 (2) a sale to a credit union organized under the laws of the State or of
9 the United States;

10 (3) a sale to a nonprofit organization made to carry on its work, if the
11 organization:

12 (i) 1. is located in the State;

13 2. is located in an adjacent jurisdiction and provides its
14 services within the State on a routine and regular basis; or

15 3. is located in an adjacent jurisdiction whose law:

16 A. does not impose a sales or use tax on a sale to a
17 nonprofit organization made to carry on its work; or

18 B. contains a reciprocal exemption from sales and use
19 tax for sales to nonprofit organizations located in adjacent jurisdictions similar to the
20 exemption allowed under this subsection;

21 (ii) is a charitable, educational, or religious organization;

22 (iii) is not the United States; and

23 (iv) except for the American National Red Cross, is not a unit or
24 instrumentality of the United States;

25 (4) a sale, not exceeding \$500, to a nonprofit incorporated senior
26 citizens' organization made to carry on its work, if the organization:

27 (i) is located in the State; and

28 (ii) receives funding from the State or a political subdivision of
29 the State;

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 June 1, 2012.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.