
By: Delegates Hixson, Klima, and Fry

Introduced and read first time: January 20, 1997

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 11, 1997

CHAPTER ____

1 AN ACT concerning

2 **Property Tax Exemption - State Energy Facilities**

3 FOR the purpose of providing for an exemption from property tax for certain property
4 that is actually used exclusively for heating, cooling, or generation or distribution of
5 electricity for property owned and occupied by the State; and providing for the
6 application of this Act.

7 BY repealing and reenacting, with amendments,
8 Article - Tax - Property
9 Section 6-102(e)
10 Annotated Code of Maryland
11 (1994 Replacement Volume and 1996 Supplement)

12 BY adding to
13 Article - Tax - Property
14 Section 7-211.1
15 Annotated Code of Maryland
16 (1994 Replacement Volume and 1996 Supplement)

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

19 **Article - Tax - Property**

20 6-102.

21 (e) Unless exempted under § 7-211, § 7-211.1, or § 7-501 of this article, the
22 interest or privilege of a person in property that is owned by the federal, the State, a
23 county, or a municipal corporation government is subject to property tax as though the

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1 lessee or the user of the property were the owner of the property, if the property is leased
2 or otherwise made available to that person:

3 (1) by the federal, the State, a county, or municipal corporation government;
4 and

5 (2) with the privilege to use the property in connection with a business that
6 is conducted for profit.

7 7-211.1.

8 PROPERTY IS NOT SUBJECT TO PROPERTY TAX IF THE PROPERTY:

9 (1) IS ACTUALLY USED EXCLUSIVELY FOR HEATING, COOLING, OR
10 GENERATION OR DISTRIBUTION OF ELECTRICITY FOR PROPERTY OWNED AND
11 OCCUPIED BY THE STATE; AND

12 (2) WAS NOT SUBJECT TO PROPERTY TAXATION FOR THE TAXABLE
13 YEAR BEGINNING JULY 1, 1996.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 1997 and shall be applicable to all taxable years beginning after June 30, 1997.