HOUSE BILL 1131 SECOND PRINTING

Unofficial Copy Q4

By: Delegates C. Davis and Finifter

Introduced and read first time: February 25, 1999 Assigned to: Rules and Executive Nominations Re-referred to: Ways and Means, March 4, 1999

Committee Report: Favorable House action: Adopted Read second time: March 26, 1999 Recommitted to: Ways and Means, March 27, 1999 Committee Report: Favorable with amendments House Action: Adopted Read second time: March 27, 1999

CHAPTER_____

1 AN ACT concerning

2 3

Sales and Use Tax - Exemption for Digital Telecommunications Machinery and Equipment

4 FOR the purpose of exempting from the sales and use tax certain sales, during a

5 certain time period, of certain machinery and equipment to be used for certain

6 purposes; requiring the Comptroller, upon application by the taxpayer, to refund

7 the sales and use tax paid on sales of certain exempted equipment made

8 between certain dates; and generally relating to a sales and use tax exemption

9 for sales, during a certain time period, of certain machinery and equipment.

10 BY adding to

- 11 Article Tax General
- 12 Section 11-210(d)
- 13 Annotated Code of Maryland
- 14 (1997 Replacement Volume and 1998 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

16 MARYLAND, That the Laws of Maryland read as follows:

HOUSE BILL 1131

1

2

Article - Tax - General

2 11-210.

3 (D) THE SALES AND USE TAX DOES NOT APPLY TO THE SALE, ON OR AFTER 4 JANUARY 31, 1996 JULY 1, 1999 BUT BEFORE JANUARY 1, 2008, OF MACHINERY OR 5 EQUIPMENT:

6 (1) THAT ENABLES A TELEVISION OR RADIO STATION TO ORIGINATE 7 AND BROADCAST OR TO RECEIVE AND BROADCAST DIGITAL SIGNALS; AND

8 (2) THAT WAS OR IS PURCHASED TO COMPLY WITH OR TO FACILITATE 9 COMPLIANCE WITH THE TELECOMMUNICATIONS ACT OF 1996, PUB. L. 104-104, 110 10 STAT. 56.

11 SECTION 2. AND BE IT FURTHER ENACTED, That the Comptroller shall

12 refund, upon application by the taxpayer, any sales and use tax, penalty, or interest

13 paid on the sale, on or after January 1, 1996 but before July 1, 1999, of equipment

14 exempted from the sales and use tax under Section 1 of this Act, whether or not the

15 payment was the result of a final assessment.

16 SECTION 3. <u>2.</u> AND BE IT FURTHER ENACTED, That this Act shall take 17 effect July 1, 1999.