

Chapter 356

(House Bill 158)

AN ACT concerning

Property Tax – High Performance Building Tax Credit – National Green Building Standards

FOR the purpose of altering a certain definition for purposes of the high performance building tax credit; providing for the application of this Act; and generally relating to tax credits for high performance buildings.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–242

Annotated Code of Maryland

(2007 Replacement Volume and 2011 Supplement)

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

Article – Tax – Property

9–242.

(a) (1) Subject to paragraph (2) of this subsection, in this section, “high performance building” means a building that:

(i) achieves at least a silver rating according to the U.S. Green Building Council’s LEED (Leadership in Energy and Environmental Design) green building rating system as adopted by the Maryland Green Building Council;

(ii) IS A RESIDENTIAL BUILDING THAT ACHIEVES AT LEAST A SILVER RATING ACCORDING TO THE INTERNATIONAL CODE COUNCIL’S 700 NATIONAL GREEN BUILDING STANDARDS;

~~[(ii)] (iii)~~ (iii) achieves at least a comparable rating according to any other appropriate rating system; or

~~[(iii)] (iv)~~ (iv) meets comparable green building guidelines or standards approved by the State.

(2) For purposes of paragraph (1) of this subsection, under LEED Credit MR7 or a similar criterion in a comparable rating system, credit may be

awarded for the use of wood-based materials derived from all credible sources, including the Sustainable Forestry Initiative Program, the Canadian Standards Association, the American Tree Farm System, and other credible certified sources programs.

(b) The Mayor and City Council of Baltimore City or the governing body of a county or of a municipal corporation may grant, by law, a tax credit against the county or municipal corporation property tax imposed on a high performance building.

(c) A county or municipal corporation may provide, by law, for:

- (1) the amount of a property tax credit under this section;
- (2) the duration of a property tax credit under this section;
- (3) the criteria and qualifications necessary to receive the credit; and
- (4) any other provision necessary to carry out this section.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October~~ June 1, 2012, and shall be applicable to all taxable years beginning after June 30, 2012.

Approved by the Governor, May 2, 2012.