

HOUSE BILL 914

L1, Q3, B1

3lr2536

By: **Delegate Serafini**

Introduced and read first time: February 7, 2013

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **County Income Tax Disparity Grants – Alterations**

3 FOR the purpose of altering the calculation of certain State distributions made to
4 certain counties and Baltimore City based on per capita yield of county income
5 taxes; providing for the effective dates of certain provisions of this Act;
6 providing for the termination of certain provisions of this Act; and generally
7 relating to alterations to certain State grants to certain counties and Baltimore
8 City based on per capita yield of county income taxes.

9 BY repealing and reenacting, without amendments,
10 Article 24 – Political Subdivisions – Miscellaneous Provisions
11 Section 9–1101(a)
12 Annotated Code of Maryland
13 (2011 Replacement Volume and 2012 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article 24 – Political Subdivisions – Miscellaneous Provisions
16 Section 9–1101(d)
17 Annotated Code of Maryland
18 (2011 Replacement Volume and 2012 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Local Government
21 Section 16–501
22 Annotated Code of Maryland
23 (As enacted by Chapter ____ (H.B. 472) of the Acts of the General Assembly of
24 2013)

25 BY repealing and reenacting, with amendments,
26 Article – Local Government
27 Section 16–501(a)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland
2 (As enacted by Section 2 of this Act)

3 BY repealing
4 Article – Local Government
5 Section 16–501(e)
6 Annotated Code of Maryland
7 (As enacted by Section 2 of this Act)

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

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

11 9–1101.

12 (a) (1) Subject to subsection (d) of this section, for each fiscal year, the
13 Comptroller shall distribute to a county the amount determined for each county under
14 this section.

15 (2) The amount a county shall receive under this section in any fiscal
16 year shall be based on the county income tax collected from individuals for the taxable
17 year that ended in the second prior fiscal year, from returns filed through November 1
18 immediately preceding the applicable fiscal year, as determined by the Comptroller.

19 (d) (1) **[For] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
20 **SUBSECTION, FOR** fiscal year 2011 and each subsequent fiscal year, the distribution
21 provided to any county or Baltimore City under this section may not exceed the
22 amount distributed to the county or Baltimore City for fiscal year 2010.

23 **(2) FOR FISCAL YEARS 2015 THROUGH 2018, A COUNTY OR**
24 **BALTIMORE CITY SHALL RECEIVE THE FOLLOWING PERCENTAGES OF THE**
25 **ADDITIONAL AMOUNT THE COUNTY OR BALTIMORE CITY WOULD RECEIVE**
26 **UNDER THIS SECTION IF THE DISTRIBUTION AMOUNT IS NOT LIMITED TO THE**
27 **AMOUNT DISTRIBUTED UNDER PARAGRAPH (1) OF THIS SUBSECTION:**

28 **(I) 20% IN FISCAL YEAR 2015;**

29 **(II) 40% IN FISCAL YEAR 2016;**

30 **(III) 60% IN FISCAL YEAR 2017; AND**

31 **(IV) 80% IN FISCAL YEAR 2018.**

32 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
33 read as follows:

1 Baltimore City under this section may not exceed the amount distributed to the county
2 or Baltimore City for fiscal year 2010.

3 (2) For fiscal years 2015 through 2018, a county or Baltimore City
4 shall receive the following percentages of the additional amount the county or
5 Baltimore City would receive under this section if the distribution amount is not
6 limited to the amount distributed under paragraph (1) of this subsection:

7 (i) 20% in fiscal year 2015;

8 (ii) 40% in fiscal year 2016;

9 (iii) 60% in fiscal year 2017; and

10 (iv) 80% in fiscal year 2018.]

11 SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall
12 take effect on the taking effect of Chapter ____ (H.B. 472) of the Acts of the General
13 Assembly of 2013. When Section 2 of this Act takes effect, Section 1 of this Act shall be
14 abrogated and of no further force and effect.

15 SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall
16 remain effective through June 30, 2018, and at the end of June 30, 2018, with no
17 further action required by the General Assembly, Section 2 of this Act shall be
18 abrogated and of no further force and effect.

19 SECTION 6. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall
20 take effect July 1, 2018.

21 SECTION 7. AND BE IT FURTHER ENACTED, That, except as provided in
22 Sections 4 and 6 of this Act, this Act shall take effect July 1, 2013.