

SENATE BILL 481

Q3

3lr1237

By: **Senators Manno, Madaleno, and Raskin**
Introduced and read first time: January 31, 2013
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Income Tax Credit – Home Generators**

3 FOR the purpose of allowing an individual a credit against the State income tax for
4 the expense of purchasing a certain generator; providing for the number of
5 credits an individual may claim; providing that the credit may not exceed a
6 certain amount; making the credit refundable; requiring the Comptroller to
7 adopt certain regulations; defining a certain term; providing for the application
8 of this Act; and generally relating to an income tax credit for the expense
9 incurred to purchase a certain generator.

10 BY adding to

11 Article – Tax – General
12 Section 10–733
13 Annotated Code of Maryland
14 (2010 Replacement Volume and 2012 Supplement)

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

17 **Article – Tax – General**

18 **10–733.**

19 **(A) IN THIS SECTION, “QUALIFIED GENERATOR” MEANS A DEVICE THAT**
20 **IS PURCHASED NEW AND IS DESIGNED TO GENERATE POWER DURING A POWER**
21 **OUTAGE.**

22 **(B) (1) SUBJECT TO THE LIMITATIONS OF THIS SECTION, AN**
23 **INDIVIDUAL MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX IN AN**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 AMOUNT EQUAL TO 50% OF THE EXPENSE INCURRED TO PURCHASE A
2 QUALIFIED GENERATOR.

3 (2) AN INDIVIDUAL MAY ONLY CLAIM THE CREDIT UNDER THIS
4 SECTION ONCE.

5 (C) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS
6 SECTION MAY NOT EXCEED THE LESSER OF:

7 (1) \$500; OR

8 (2) THE STATE INCOME TAX FOR THAT TAXABLE YEAR.

9 (D) IF THE CREDIT ALLOWED UNDER THIS SECTION IN ANY TAXABLE
10 YEAR EXCEEDS THE STATE INCOME TAX FOR THAT TAXABLE YEAR, AN
11 INDIVIDUAL MAY CLAIM A REFUND IN THE AMOUNT OF THE EXCESS.

12 (E) THE COMPTROLLER SHALL ADOPT REGULATIONS TO CARRY OUT
13 THE PROVISIONS OF THIS SECTION.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 2013, and shall be applicable to all taxable years beginning after December 31,
16 2012.