

SENATE BILL 485

R7

3lr2375
CF 3lr2383

By: **Senator McFadden**

Introduced and read first time: January 31, 2013

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Excise Tax Exemptions – Leased Vehicles**

3 FOR the purpose of exempting certain leased vehicles from the excise tax imposed on
4 the issuance of a certificate of title; and generally relating to certain exemptions
5 from the vehicle excise tax.

6 BY repealing and reenacting, without amendments,
7 Article – Transportation
8 Section 13–809(b)(1)
9 Annotated Code of Maryland
10 (2012 Replacement Volume)

11 BY repealing and reenacting, with amendments,
12 Article – Transportation
13 Section 13–810(a)
14 Annotated Code of Maryland
15 (2012 Replacement Volume)

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

18 **Article – Transportation**

19 13–809.

20 (b) (1) Except as otherwise provided in this part, in addition to any other
21 charge required by the Maryland Vehicle Law, an excise tax is imposed:

22 (i) For each original and each subsequent certificate of title
23 issued in this State for a motor vehicle, a trailer, a semitrailer, a moped, a motor

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 scooter, or an off-highway recreational vehicle for which sales and use tax is not
2 collected at the time of purchase; and

3 (ii) Except as provided in paragraph (2) of this subsection, for
4 each motor vehicle, trailer, or semitrailer that is in interstate operation and registered
5 under § 13-109(c) or (d) of this title without a certificate of title.

6 13-810.

7 (a) On issuance in this State of an original or subsequent certificate of title
8 for a vehicle, the vehicle is exempt from the excise tax imposed by this part, if it is:

9 (1) A mobile home over 35 feet long;

10 (2) A vehicle owned **OR LEASED** by the United States and used in the
11 investigation of any violation or suspected violation of any law of the United States;

12 (3) A vehicle owned **OR LEASED** by this State or any political
13 subdivision of this State;

14 (4) A fire engine or other fire department emergency apparatus,
15 including any vehicle operated by or in connection with any fire department;

16 (5) An ambulance, rescue, or other vehicle owned **OR LEASED** and
17 operated for the benefit of the public by a nonprofit rescue squad;

18 (6) A vehicle owned **OR LEASED** and operated by the Civil Air Patrol;

19 (7) A vehicle owned **OR LEASED** and held for the use of the public by a
20 unit of a national veterans' organization;

21 (8) A vehicle owned **OR LEASED** and operated by a Maryland chapter
22 of the American Red Cross;

23 (9) A vehicle acquired by an insurance company as a result of a
24 comprehensive or collision claim;

25 (10) A vehicle registered in a jurisdiction the laws of which do not
26 require titling and acquired for resale by a licensed dealer;

27 (11) A vehicle that is involuntarily transferred to a licensed dealer and
28 for which a certificate of title is not available;

29 (12) A school bus owned **OR LEASED** by a religious organization or a
30 private school which is exempt from federal income tax under § 501(c)(3) of the
31 Internal Revenue Code;

1 (13) A privately owned bus used only for operating the transportation
2 system of any political subdivision in this State, if the bus is used for the
3 transportation of the public on regular schedules and between fixed termini;

4 (14) A vehicle otherwise exempt from the excise tax by any other
5 applicable law;

6 (15) A vehicle which is used regularly for the transportation of
7 individuals with disabilities and owned **OR LEASED** by a nonprofit organization
8 providing direct care services to individuals with disabilities which is licensed by the
9 Department of Health and Mental Hygiene and is wholly or partially funded by the
10 State;

11 (16) A mobile hearing and vision screening vehicle owned **OR LEASED**
12 and operated for the benefit of the public by a nonprofit civic organization;

13 (17) Registered under § 13-923 of this title;

14 (18) Registered under § 13-933 of this title;

15 (19) A salvage vehicle acquired by a licensed dealer that has been
16 restored by the licensed dealer and that has been inspected under § 13-507(a)(2)(ii) of
17 this title;

18 (20) A vehicle acquired for resale by a licensed dealer if the dealer
19 reassignment sections contained on the certificate of title are exhausted;

20 (21) A Class M motor home or Class G travel trailer that is transferred
21 or retitled in the dealership's name under § 15-305(d)(2) of this article;

22 (22) A special purpose vehicle owned **OR LEASED** by a coal company if
23 the vehicle is used:

24 (i) For transportation of workers, coal, or equipment used in
25 the coal production process; and

26 (ii) Exclusively in or on coal mining property;

27 (23) A vehicle which is used exclusively in the transportation of
28 disabled or elderly persons, owned **OR LEASED** by a nonprofit organization, and in
29 which the Maryland Transit Administration retains a security interest;

30 (24) A vehicle acquired by a religious, charitable, or volunteer
31 organization exempt from taxation under § 501(c) of the Internal Revenue Code, the
32 Department of Human Resources, or a local department of social services for the
33 purpose of transferring the vehicle to a Family Investment Program recipient or an

1 individual certified by the Department of Human Resources or a local department of
2 social services as eligible for the transfer; or

3 (25) A rental vehicle.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2013.