

SENATE BILL 704

Q4
SB 809/12 – B&T

3lr1589
CF HB 52

By: **Senators Madaleno, Currie, Edwards, Ferguson, Garagiola, King, Kittleman, Manno, Montgomery, Ramirez, and Raskin**

Introduced and read first time: February 1, 2013

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax – Tax-Free Periods – University and College Textbooks**

3 FOR the purpose of designating certain periods each year to be tax-free periods during
4 which an exemption from the sales and use tax is provided for the sale of certain
5 textbooks purchased by certain individuals; defining a certain term; and
6 generally relating to sales and use tax-free periods for the sale of university and
7 college textbooks.

8 BY adding to

9 Article – Tax – General

10 Section 11–232

11 Annotated Code of Maryland

12 (2010 Replacement Volume and 2012 Supplement)

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

15 **Article – Tax – General**

16 **11–232.**

17 **(A) IN THIS SECTION, “TEXTBOOK” MEANS A BOOK:**

18 **(1) WRITTEN, DESIGNED, AND PRODUCED FOR EDUCATIONAL,**
19 **INSTRUCTIONAL, OR PEDAGOGICAL PURPOSES; AND**

20 **(2) REQUIRED FOR A COURSE AT A COMMUNITY COLLEGE**
21 **ESTABLISHED UNDER TITLE 16 OF THE EDUCATION ARTICLE, A PRIVATE**
22 **NONPROFIT INSTITUTION OF HIGHER EDUCATION AS DEFINED IN § 10–101(K)**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 OF THE EDUCATION ARTICLE, A PUBLIC SENIOR HIGHER EDUCATION
2 INSTITUTION AS DEFINED IN § 10-101(M) OF THE EDUCATION ARTICLE, OR A
3 REGIONAL HIGHER EDUCATION CENTER AS DEFINED IN § 10-101(N) OF THE
4 EDUCATION ARTICLE.

5 (B) (1) BEGINNING IN CALENDAR YEAR 2013, THE 14-DAY PERIOD
6 BEGINNING WITH THE LAST 7 DAYS OF AUGUST AND CONTINUING THROUGH
7 THE FIRST 7 DAYS OF SEPTEMBER SHALL BE A TAX-FREE PERIOD FOR
8 RETURN-TO-SCHOOL SHOPPING IN MARYLAND DURING WHICH THE EXEMPTION
9 UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL APPLY.

10 (2) BEGINNING IN CALENDAR YEAR 2014, IN ADDITION TO THE
11 TAX-FREE PERIOD ESTABLISHED IN PARAGRAPH (1) OF THIS SUBSECTION, THE
12 LAST 14 DAYS OF JANUARY SHALL BE A TAX-FREE PERIOD FOR
13 RETURN-TO-SCHOOL SHOPPING IN MARYLAND DURING WHICH THE EXEMPTION
14 UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL APPLY.

15 (3) DURING THE TAX-FREE PERIODS FOR RETURN-TO-SCHOOL
16 SHOPPING ESTABLISHED UNDER PARAGRAPHS (1) AND (2) OF THIS
17 SUBSECTION, THE SALES AND USE TAX DOES NOT APPLY TO THE SALE OF A
18 TEXTBOOK THAT IS PURCHASED BY A FULL-TIME OR PART-TIME STUDENT
19 ENROLLED AT A COMMUNITY COLLEGE ESTABLISHED UNDER TITLE 16 OF THE
20 EDUCATION ARTICLE, A PRIVATE NONPROFIT INSTITUTION OF HIGHER
21 EDUCATION AS DEFINED IN § 10-101(K) OF THE EDUCATION ARTICLE, A PUBLIC
22 SENIOR HIGHER EDUCATION INSTITUTION AS DEFINED IN § 10-101(M) OF THE
23 EDUCATION ARTICLE, OR A REGIONAL HIGHER EDUCATION CENTER AS
24 DEFINED IN § 10-101(N) OF THE EDUCATION ARTICLE.

25 (C) AN INDIVIDUAL MAY ESTABLISH FULL-TIME OR PART-TIME
26 STUDENT STATUS BY PRODUCING A VALID STUDENT IDENTIFICATION CARD AT
27 THE TIME OF PURCHASE OF THE TEXTBOOK.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 July 1, 2013.