

# HOUSE BILL 442

Q3  
SB 112/09 – B&T

4lr1786

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By: **Delegates George, Afzali, Bates, Boteler, Cluster, DeBoy, Elliott, Frank, Glass, Hough, Impallaria, Ivey, Jameson, Kipke, Krebs, Love, McComas, McConkey, McDermott, McDonough, W. Miller, Myers, Norman, Ready, B. Robinson, Schulz, Serafini, Smigiel, Sophocleus, Stocksdales, Stukes, Szeliga, Vitale, Wilson, and Wood**

Introduced and read first time: January 27, 2014

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Income Tax – Subtraction Modification – Military Retirement Income**

3 FOR the purpose of removing a certain limitation on a subtraction modification under  
4 the Maryland income tax for certain military retirement income; providing for  
5 the application of this Act; and generally relating to a subtraction modification  
6 for military retirement income.

7 BY repealing and reenacting, without amendments,  
8 Article – Tax – General  
9 Section 10–207(a)  
10 Annotated Code of Maryland  
11 (2010 Replacement Volume and 2013 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article – Tax – General  
14 Section 10–207(q)  
15 Annotated Code of Maryland  
16 (2010 Replacement Volume and 2013 Supplement)

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

19 **Article – Tax – General**

20 10–207.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) To the extent included in federal adjusted gross income, the amounts  
2 under this section are subtracted from the federal adjusted gross income of a resident  
3 to determine Maryland adjusted gross income.

4 (q) (1) (i) In this subsection the following words have the meanings  
5 indicated.

6 (ii) "Military service" means:

7 1. induction into the armed forces of the United States  
8 for training and service under the Selective Training and Service Act of 1940 or a  
9 subsequent act of a similar nature;

10 2. membership in a reserve component of the armed  
11 forces of the United States;

12 3. membership in an active component of the armed  
13 forces of the United States;

14 4. membership in the Maryland National Guard; or

15 5. active duty with the commissioned corps of the Public  
16 Health Service, the National Oceanic and Atmospheric Administration, or the Coast  
17 and Geodetic Survey.

18 (iii) "Military retirement income" means retirement income  
19 received as a result of military service.

20 (2) The subtraction under subsection (a) of this section includes [the  
21 first \$5,000 of] ANY military retirement income received by an individual during the  
22 taxable year.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 July 1, 2014, and shall be applicable to all taxable years beginning after December 31,  
25 2013.