

HOUSE BILL 862

Q4
HB 52/13 – W&M

4lr1979

By: **Delegates F. Turner, Carr, Dumais, Guzzone, Hixson, Howard, Ivey, Kaiser, Lee, McIntosh, A. Miller, Mizeur, Pendergrass, Reznik, Serafini, Walker, and A. Washington**

Introduced and read first time: February 5, 2014

Assigned to: Ways and Means

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 2013 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**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

6 (B) (1) BEGINNING IN CALENDAR YEAR 2014, THE 14-DAY PERIOD
7 BEGINNING WITH THE LAST 7 DAYS OF AUGUST AND CONTINUING THROUGH
8 THE FIRST 7 DAYS OF SEPTEMBER SHALL BE A TAX-FREE PERIOD FOR
9 RETURN-TO-SCHOOL SHOPPING IN MARYLAND DURING WHICH THE EXEMPTION
10 UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL APPLY.

11 (2) BEGINNING IN CALENDAR YEAR 2015, IN ADDITION TO THE
12 TAX-FREE PERIOD ESTABLISHED IN PARAGRAPH (1) OF THIS SUBSECTION, THE
13 LAST 14 DAYS OF JANUARY SHALL BE A TAX-FREE PERIOD FOR
14 RETURN-TO-SCHOOL SHOPPING IN MARYLAND DURING WHICH THE EXEMPTION
15 UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL APPLY.

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

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

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 July 1, 2014.