Q3 4lr3359

By: Delegates Olszewski, Anderson, Aumann, Barve, Bohanan, Boteler, Cardin, Carter, Clagett, Clippinger, Cluster, Conaway, Cullison, DeBoy, Donoghue, Elliott, Haddaway-Riccio, Harper, Haynes, Hogan, Hucker, Jacobs, Jameson, Kach, A. Kelly, Kipke, Kramer, Krebs, Lafferty, McDermott, McMillan, A. Miller, Minnick, Mitchell, Oaks, Otto, B. Robinson, Rosenberg, Rudolph, Schulz, Smigiel, Stocksdale, Stukes, Valderrama, Valentino-Smith, Vitale, M. Washington, Wilson, and Wood

Introduced and read first time: March 3, 2014 Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2

Income Tax Checkoff - Maryland Veterans Trust Fund

3 FOR the purpose of establishing a certain income tax checkoff system for voluntary 4 contributions to the Maryland Veterans Trust Fund; requiring the Comptroller 5 to include a checkoff on the individual income tax return; providing that the 6 income tax checkoff system include a certain statement; requiring the 7 Comptroller to include certain information in each individual income tax return 8 package; requiring the Comptroller to collect and account for contributions 9 made through the checkoff system and to credit the proceeds to the Fund after 10 deducting the amount necessary to administer the checkoff system; providing 11 that the Fund may consist of certain contributions from the income tax checkoff 12 system and certain other money; providing for the application of this Act; and generally relating to an income tax checkoff system for contributions to the 13 Maryland Veterans Trust Fund. 14

15 BY adding to

21

16 Article – Tax – General

17 Section 2–114 and 10–804(l)

18 Annotated Code of Maryland

19 (2010 Replacement Volume and 2013 Supplement)

20 BY repealing and reenacting, without amendments,

Article – State Government

22 Section 9–913(e), (f), (h), and (i)

23 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1	(2009 Replacement Volume and 2013 Supplement)
2 3	BY repealing and reenacting, with amendments, Article – State Government
4	Section 9–913(g)
5	Annotated Code of Maryland
6	(2009 Replacement Volume and 2013 Supplement)
7 8	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:
9	Article – Tax – General
10	2–114.
11	(A) (1) THE COMPTROLLER SHALL INCLUDE ON THE INDIVIDUAL
12	INCOME TAX RETURN FORM A CHECKOFF DESIGNATED AS THE "MARYLAND
13	VETERANS TRUST FUND CONTRIBUTION".
10	VETERANS TRUST I CAD CONTRIBUTION.
14	(2) THE CHECKOFF SHALL STATE THAT:
15	(I) THE INDIVIDUAL, OR EACH SPOUSE IN THE CASE OF A
16	JOINT RETURN, MAY CONTRIBUTE TO THE MARYLAND VETERANS TRUST FUND
17	THE AMOUNT DESIGNATED BY THE INDIVIDUAL; AND
18	(II) 1. THE INDIVIDUAL SHALL DEDUCT THE AMOUNT OF
19	THE CONTRIBUTION FROM ANY REFUND TO WHICH THE INDIVIDUAL IS
20	ENTITLED; OR
21	2. IF THE INDIVIDUAL IS NOT ENTITLED TO A
22	REFUND, THE INDIVIDUAL SHALL ADD THE AMOUNT OF THE CONTRIBUTION TO
23	THE INCOME TAX TO BE PAID WITH THE RETURN.
24	(3) THE COMPTROLLER SHALL INCLUDE, WITH THE INDIVIDUAL
25	INCOME TAX RETURN PACKAGE, A DESCRIPTION OF THE PURPOSES FOR WHICH
26	THE MARYLAND VETERANS TRUST FUND WAS ESTABLISHED AND THE
27	PURPOSES FOR WHICH THE FUND MAY BE USED.
28	(B) THE COMPTROLLER SHALL:
29	(1) COLLECT THE CHECKOFF CONTRIBUTIONS AND ACCOUNT TO
30	THE STATE TREASURER FOR THE MONEY COLLECTED;

1 FROM THE CONTRIBUTIONS COLLECTED, DISTRIBUTE THE **(2)** 2 AMOUNT NECESSARY TO ADMINISTER THE CHECKOFF SYSTEM TO AN 3 ADMINISTRATIVE COST ACCOUNT; AND 4 **(3)** AFTER THE DISTRIBUTION UNDER ITEM (2) OF THIS SUBSECTION, DISTRIBUTE THE REMAINDER OF THE MONEY COLLECTED UNDER 5 6 THIS SUBSECTION TO THE MARYLAND VETERANS TRUST FUND ESTABLISHED 7 UNDER § 9–913 OF THE STATE GOVERNMENT ARTICLE. 8 10-804. 9 (L) AN INDIVIDUAL MAY DESIGNATE A CONTRIBUTION TO THE MARYLAND VETERANS TRUST FUND ESTABLISHED UNDER § 9-913 OF THE 10 STATE GOVERNMENT ARTICLE BY THE CHECKOFF SYSTEM ON THE RETURN. 11 Article - State Government 129-913. 13 14 There is a Maryland Veterans Trust established for the purpose of (e) (1) 15 providing monetary and other assistance to: 16 veterans and their families; and (i) 17 (ii) public and private programs that support veterans and their 18 families. 19 There is a Maryland Veterans Trust Fund. **(2)** 20 The Trust shall be a body corporate and shall have perpetual existence, subject to modification or termination by the General Assembly if necessary to 21effectuate its purpose or if its substantial purpose ceases to exist. 2223(g) The Fund consists of: 24gifts and grants that the Trust receives under § 9-914.2(a)(1) of (1) 25this subtitle; [and] contributions to the Fund from the sale of tickets from instant 26 (2)27 ticket lottery machines under § 9-112(d) of this title; AND

THE NET PROCEEDS FROM CONTRIBUTIONS UNDER THE

INCOME TAX CHECKOFF SYSTEM ESTABLISHED UNDER § 2-114 OF THE TAX -

31 (h) Money in the Fund may only be used to:

(3)

GENERAL ARTICLE.

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29

30

HOUSE BILL 1521

1	(1) make grants and loans under § 9–914.2(a)(3) of this subtitle;
2	(2) be invested under § 9–914.3(b) of this subtitle; and
$\frac{3}{4}$	(3) pay the costs of administering the Fund through distribution to an administrative cost account in the Department.
5 6	(i) Money expended from the Fund is not intended to take the place of funding that would otherwise be appropriated to the Department.
7 8 9	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2014, and shall be applicable to all taxable years beginning after December 31, 2013