

# SENATE BILL 371

Q3

6lr2194  
CF HB 1643

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By: **Senators Peters, Middleton, ~~and Miller~~ Miller, Mathias, and Muse**

Introduced and read first time: January 28, 2016

Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 30, 2016

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

### 2 **Income Tax – Subtraction Modification – Perpetual Conservation Easements**

3 FOR the purpose of providing a subtraction modification under the Maryland income tax  
4 for certain proceeds from the sale of a perpetual conservation easement on real  
5 property in the State; providing for the application of this Act; and generally relating  
6 to a subtraction modification under the Maryland income tax for certain proceeds  
7 from the sale of a perpetual conservation easement on real property in the State.

8 BY repealing and reenacting, without amendments,

9 Article – Tax – General

10 Section 10–207(a)

11 Annotated Code of Maryland

12 (2010 Replacement Volume and 2015 Supplement)

13 BY adding to

14 Article – Tax – General

15 Section 10–207(cc)

16 Annotated Code of Maryland

17 (2010 Replacement Volume and 2015 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

### 20 **Article – Tax – General**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 10-207.

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

5 **(CC) THE SUBTRACTION UNDER SUBSECTION (A) OF THIS SECTION INCLUDES**  
6 **THE FIRST \$500,000 OF COMPENSATION RECEIVED BY AN INDIVIDUAL DURING THE**  
7 **TAXABLE YEAR IN EXCHANGE FOR THE SALE OF A PERPETUAL CONSERVATION**  
8 **EASEMENT ON REAL PROPERTY LOCATED IN THE STATE.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
10 1, 2016, and shall be applicable to all taxable years beginning after December 31, 2015.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.