

# HOUSE BILL 1441

Q1, C8

7lr3203

---

By: **Delegate A. Washington**

Introduced and read first time: February 10, 2017

Assigned to: Appropriations

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Homeowners' Property Tax Credit Program – Transfer of Excess Funds**  
3 **(The Maryland Affordable Housing Trust Fund Act of 2017)**

4 FOR the purpose of requiring the Governor to transfer, by budget amendment, certain  
5 funds not needed to reimburse the counties for tax credits granted under the  
6 homeowners' property tax credit program to the Maryland Affordable Housing Trust  
7 Fund; and generally relating to the homeowners' property tax credit program.

8 BY repealing and reenacting, with amendments,  
9 Article – Tax – Property  
10 Section 9–104(b)  
11 Annotated Code of Maryland  
12 (2012 Replacement Volume and 2016 Supplement)

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

15 **Article – Tax – Property**

16 9–104.

17 (b) (1) The homeowners' tax credit under this section is a State-funded  
18 program.

19 (2) It is the intent of the General Assembly that:

20 (i) the State shall appropriate sufficient funds to reimburse the full  
21 amount of tax credits granted under this section; and

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   (ii) the State, and not the local governments, shall bear the burden  
2 of any insufficiency of funds to fully reimburse the counties for property tax credits under  
3 this section.

4                   (3) For any fiscal year, if State appropriations for reimbursement of tax  
5 credits under this section do not provide sufficient funds to fully reimburse the counties for  
6 tax credits granted under this section, the Governor shall include in the budget bill for the  
7 next fiscal year a deficiency appropriation to provide the additional funds to fully reimburse  
8 the counties.

9                   **(4) FOR ANY FISCAL YEAR, IF STATE APPROPRIATIONS FOR**  
10 **REIMBURSEMENT OF TAX CREDITS UNDER THIS SECTION EXCEED THE AMOUNTS**  
11 **NEEDED TO FULLY REIMBURSE THE COUNTIES FOR TAX CREDITS GRANTED UNDER**  
12 **THIS SECTION, THE GOVERNOR SHALL TRANSFER ANY FUNDS NOT NEEDED TO**  
13 **REIMBURSE THE COUNTIES BY BUDGET AMENDMENT TO THE MARYLAND**  
14 **AFFORDABLE HOUSING TRUST FUND ESTABLISHED UNDER TITLE 10, SUBTITLE 2**  
15 **OF THE HOUSING AND COMMUNITY DEVELOPMENT ARTICLE.**

16                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
17 1, 2017.