

HOUSE BILL 1301

Q3

8lr1819

By: **Delegates Anderton, Adams, Afzali, Carozza, Cassilly, Chang, Corderman, Glass, Hornberger, Jalisi, Kittleman, Long, Mautz, McComas, W. Miller, Rose, Sample–Hughes, and Shoemaker**

Introduced and read first time: February 9, 2018

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Income Tax Credits – Poultry Houses – LED Lighting**

3 FOR the purpose of allowing an individual a credit against the State income tax for certain
4 expenses paid or incurred to purchase and install certain lighting systems on certain
5 poultry houses; providing that the credit may not exceed a certain amount;
6 prohibiting the carrying forward of any unused credit amount; defining a certain
7 term; providing for the application and termination of this Act; and generally
8 relating to a State income tax credit for expenses related to the purchase and
9 installation of lighting systems on poultry houses.

10 BY adding to

11 Article – Tax – General

12 Section 10–746

13 Annotated Code of Maryland

14 (2016 Replacement Volume and 2017 Supplement)

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

17 **Article – Tax – General**

18 **10–746.**

19 **(A) IN THIS SECTION, “POULTRY HOUSE” MEANS A FACILITY THAT:**

20 **(1) IS LOCATED ON A POULTRY FARM IN THE STATE;**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) IS USED TO RAISE DOMESTICATED BIRDS FOR THEIR MEAT OR**
2 **EGGS; AND**

3 **(3) WAS IN OPERATION ON OR BEFORE JUNE 30, 2018.**

4 **(B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, AN INDIVIDUAL MAY**
5 **CLAIM A CREDIT AGAINST THE STATE INCOME TAX IN AN AMOUNT EQUAL TO 100%**
6 **OF THE EXPENSES PAID OR INCURRED BY THE INDIVIDUAL DURING THE TAXABLE**
7 **YEAR TO PURCHASE AND INSTALL AN LED LIGHTING AND SOLAR PANEL SYSTEM ON**
8 **A POULTRY HOUSE.**

9 **(C) (1) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS**
10 **SECTION MAY NOT EXCEED THE LESSER OF:**

11 **(I) \$5,000; OR**

12 **(II) THE STATE INCOME TAX IMPOSED FOR THE TAXABLE YEAR**
13 **CALCULATED BEFORE THE APPLICATION OF THE CREDITS ALLOWED UNDER THIS**
14 **SECTION AND UNDER §§ 10-701 AND 10-701.1 OF THIS SUBTITLE BUT AFTER THE**
15 **APPLICATION OF ANY OTHER CREDIT ALLOWED UNDER THIS SUBTITLE.**

16 **(2) THE UNUSED AMOUNT OF THE CREDIT MAY NOT BE CARRIED**
17 **OVER TO ANY OTHER TAXABLE YEAR.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2018, and shall be applicable to all taxable years beginning after December 31, 2017, but
20 before January 1, 2023. It shall remain effective for a period of 5 years and, at the end of
21 June 30, 2023, this Act, with no further action required by the General Assembly, shall be
22 abrogated and of no further force and effect.