

# HOUSE BILL 1318

Q4

8lr0381  
CF SB 663

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By: **Delegates Long, Anderton, Carozza, Grammer, Hornberger, Metzgar, Miele, Vogt, and West**

Introduced and read first time: February 9, 2018

Assigned to: Ways and Means

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## 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 generally  
6 relating to sales and use tax-free periods for the sale of university and college  
7 textbooks.

8 BY adding to

9 Article – Tax – General

10 Section 11-234

11 Annotated Code of Maryland

12 (2016 Replacement Volume and 2017 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 – General**

16 **11-234.**

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**  
22 **NONPROFIT INSTITUTION OF HIGHER EDUCATION AS DEFINED IN § 10-101(K) OF**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 (B) (1) BEGINNING IN CALENDAR YEAR 2018, THE LAST 7 DAYS OF  
5 AUGUST SHALL BE A TAX-FREE PERIOD FOR RETURN-TO-SCHOOL SHOPPING IN  
6 MARYLAND DURING WHICH THE EXEMPTION UNDER PARAGRAPH (3) OF THIS  
7 SUBSECTION SHALL APPLY.

8 (2) BEGINNING IN CALENDAR YEAR 2019, IN ADDITION TO THE  
9 TAX-FREE PERIOD ESTABLISHED IN PARAGRAPH (1) OF THIS SUBSECTION, THE  
10 LAST 7 DAYS OF JANUARY SHALL BE A TAX-FREE PERIOD FOR RETURN-TO-SCHOOL  
11 SHOPPING IN MARYLAND DURING WHICH THE EXEMPTION UNDER PARAGRAPH (3)  
12 OF THIS SUBSECTION SHALL APPLY.

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

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

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
26 1, 2018.