

# HOUSE BILL 175

Q3

9lr0031

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By: **Chair, Ways and Means Committee (By Request – Departmental – Commerce)**

Introduced and read first time: January 23, 2019

Assigned to: Ways and Means

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 18, 2019

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

1 AN ACT concerning

2 **Maryland Research and Development Tax Credit – Sunset Extension**

3 FOR the purpose of extending the termination date applicable to the Maryland Research  
4 and Development Tax Credit; extending the applicability of the credit to certain  
5 taxable years; and generally relating to the Maryland Research and Development  
6 Tax Credit.

7 BY repealing and reenacting, with amendments,

8 Chapter 515 of the Acts of the General Assembly of 2000, as amended by Chapter 98  
9 of the Acts of the General Assembly of 2005 and Chapter 20 of the Acts of the  
10 General Assembly of 2010

11 Section 2 and 4

12 BY repealing and reenacting, with amendments,

13 Chapter 516 of the Acts of the General Assembly of 2000, as amended by Chapter 98  
14 of the Acts of the General Assembly of 2005 and Chapter 20 of the Acts of the  
15 General Assembly of 2010

16 Section 2 and 4

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

19 **Chapter 515 of the Acts of 2000, as amended by Chapter 98 of the Acts of 2005**  
20 **and Chapter 20 of the Acts of 2010**

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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.



SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Except as otherwise provided in this section, this Act shall be applicable to all taxable years beginning after December 31, 1999 but before January 1, [2020] ~~2027~~ 2021.

(b) If a taxpayer's taxable year for income tax purposes is not the calendar year:

(1) for the taxable year that ends in calendar year 2000, the taxpayer may apply for a prorated credit for research and development expenses paid or incurred in the taxable year for that part of the taxable year that falls in calendar year 2000; and

(2) for the taxable year that begins in calendar year [2019] ~~2026~~ 2020, the taxpayer may apply for only a prorated credit for research and development expenses paid or incurred in the taxable year for that part of the taxable year that falls in calendar year [2019] ~~2026~~ 2020.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2000. It shall remain effective for a period of [21] ~~28~~ 22 years and, at the end of June 30, [2021] ~~2028~~ 2022, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

**Chapter 516 of the Acts of 2000, as amended by Chapter 98 of the Acts of 2005  
and Chapter 20 of the Acts of 2010**

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Except as otherwise provided in this section, this Act shall be applicable to all taxable years beginning after December 31, 1999 but before January 1, [2020] ~~2027~~ 2021.

(b) If a taxpayer's taxable year for income tax purposes is not the calendar year:

(1) for the taxable year that ends in calendar year 2000, the taxpayer may apply for a prorated credit for research and development expenses paid or incurred in the taxable year for that part of the taxable year that falls in calendar year 2000; and

(2) for the taxable year that begins in calendar year [2019] ~~2026~~ 2020, the taxpayer may apply for only a prorated credit for research and development expenses paid or incurred in the taxable year for that part of the taxable year that falls in calendar year [2019] ~~2026~~ 2020.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2000. It shall remain effective for a period of [21] ~~28~~ 22 years and, at the end of June 30, [2021] ~~2028~~ 2022, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
2 1, 2019.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.