

HOUSE BILL 952

Q3

4lr3056

By: **Delegates Rogers, Griffith, Allen, Arikan, Hinebaugh, A. Johnson, S. Johnson, Reilly, and White Holland**

Introduced and read first time: February 2, 2024

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Income Tax – Subtraction Modification – Military Retirement**
3 **(Keep Our Heroes Home Act)**

4 FOR the purpose of phasing in, over a certain period of years, an increase in a subtraction
5 modification under the Maryland income tax to allow for a subtraction modification
6 of all military retirement income; and generally relating to a subtraction
7 modification under the Maryland income tax for military retirement income.

8 BY repealing and reenacting, without amendments,

9 Article – Tax – General

10 Section 10–207(a)

11 Annotated Code of Maryland

12 (2022 Replacement Volume and 2023 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Tax – General

15 Section 10–207(q)

16 Annotated Code of Maryland

17 (2022 Replacement Volume and 2023 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**

21 10–207.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (q) (1) (i) In this subsection the following words have the meanings
2 indicated.

3 (ii) "Military retirement income" means retirement income,
4 including death benefits, received as a result of military service.

5 (iii) "Military service" means:

6 1. induction into the armed forces of the United States for
7 training and service under the Selective Training and Service Act of 1940 or a subsequent
8 act of a similar nature;

9 2. membership in a reserve component of the armed forces of
10 the United States;

11 3. membership in an active component of the armed forces of
12 the United States;

13 4. membership in the Maryland National Guard; or

14 5. active duty with the commissioned corps of the Public
15 Health Service, the National Oceanic and Atmospheric Administration, or the Coast and
16 Geodetic Survey.

17 (2) The subtraction under subsection (a) of this section includes:

18 [(i) if, on the last day of the taxable year, the individual is under the
19 age of 55 years, the first \$12,500 of military retirement income received by an individual
20 during the taxable year; and

21 (ii) if, on the last day of the taxable year, the individual is at least 55
22 years old, the first \$20,000 of military retirement income received by an individual during
23 the taxable year.]

24 (I) FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31,
25 2023, BUT BEFORE JANUARY 1, 2025, THE FIRST \$20,000 OF MILITARY RETIREMENT
26 INCOME RECEIVED BY AN INDIVIDUAL DURING THE TAXABLE YEAR;

27 (II) FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31,
28 2024, BUT BEFORE JANUARY 1, 2026, THE GREATER OF \$20,000 OR 50% OF THE
29 AMOUNT OF MILITARY RETIREMENT INCOME RECEIVED BY AN INDIVIDUAL DURING
30 THE TAXABLE YEAR; AND

31 (III) FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31,
32 2025, ALL MILITARY RETIREMENT INCOME RECEIVED BY AN INDIVIDUAL DURING

1 **THE TAXABLE YEAR.**

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
3 1, 2024.