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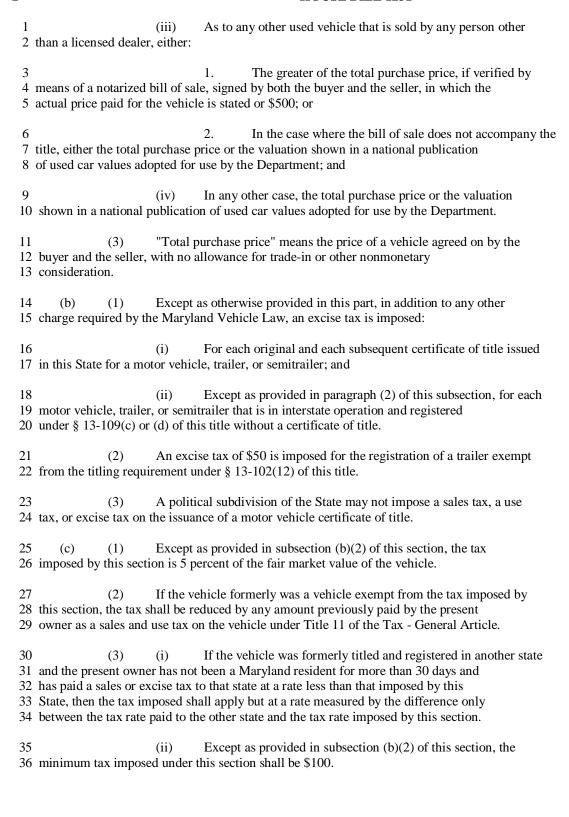
1998 Regular Session 8lr1962

By: Delegates Muse, Hixson, Benson, Marriott, and Patterson Introduced and read first time: February 13, 1998 Assigned to: Ways and Means A BILL ENTITLED 1 AN ACT concerning 2 **Vehicle Laws - Collection of Excise Tax** 3 FOR the purpose of authorizing the Motor Vehicle Administration to request additional information from applicants for certificates of title or for registration 4 5 to substantiate the purchase price of certain vehicles under certain 6 circumstances; authorizing the Administration to assess the excise tax on a vehicle on the basis of a certain valuation if certain information is not provided; 7 8 and generally relating to the calculation of the excise tax on vehicles. 9 BY repealing and reenacting, with amendments, Article - Transportation 10 Section 13-809 11 Annotated Code of Maryland 12 (1992 Replacement Volume and 1997 Supplement) 13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 14 15 MARYLAND, That the Laws of Maryland read as follows: 16 **Article - Transportation** 17 13-809. 18 (a) (1) In this section the following words have the meanings indicated. 19 "Fair market value" means: (2) 20 As to the sale of any new or used vehicle by a licensed dealer, 21 the total purchase price, as certified by the dealer; 22 As to a used vehicle that is sold by any person other than a 23 licensed dealer and that has a designated model year that is 7 years old or older, the 24 greater of: 25 1. The total purchase price; or

2.

\$500;

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- 1 (d) Each applicant for a certificate of title or for registration under § 13-109(c) 2 of this title shall submit to the Administration: 3 (1) The information that the Administration considers necessary as to: 4 The time of purchase of the vehicle; and (i) The purchase price and other information relating to the 5 (ii) 6 determination of the fair market value of the vehicle; and If the excise tax is based on the total purchase price of the 7 (2)(I) 8 vehicle, a certified bill of sale; AND ANY INFORMATION REQUESTED BY THE ADMINISTRATION 9 (II)10 UNDER SUBSECTION (E) OF THIS SECTION. 11 (E) (1) NOTWITHSTANDING ITEM (A)(III)(2)1 OF THIS SECTION, IF THE 12 PURCHASE PRICE OF A USED VEHICLE IS MORE THAN 20 PERCENT BELOW THE FAIR 13 MARKET VALUE FOR THE VEHICLE AS SHOWN IN THE NATIONAL PUBLICATION OF 14 USED CAR VALUES ADOPTED FOR USE BY THE ADMINISTRATION, THE 15 ADMINISTRATION MAY REQUEST AN APPLICANT FOR A CERTIFICATE OF TITLE OR 16 FOR REGISTRATION UNDER § 13-109(C) OF THIS TITLE TO PROVIDE ADDITIONAL 17 INFORMATION TO SUBSTANTIATE THE PURCHASE PRICE OF THE VEHICLE. IF THE APPLICANT DOES NOT SUPPLY ADDITIONAL INFORMATION 18 (2) 19 THAT IS SATISFACTORY TO THE ADMINISTRATION, THE ADMINISTRATION MAY 20 ASSESS THE EXCISE TAX BASED ON THE VALUATION SHOWN IN THE NATIONAL 21 PUBLICATION OF USED CAR VALUES ADOPTED FOR USE BY THE ADMINISTRATION. 22 [(e)](F) Any person who fails to pay the excise tax as required in this section 23 is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000.
- 24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 25 October 1, 1998.