
By: **Senator Stone**

Introduced and read first time: February 6, 1998

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Homeowners Property Tax Credit - Income Eligibility**

3 FOR the purpose of altering the definition of "gross income" for the purpose of
4 determining eligibility for the homeowners property tax credit so as to exclude
5 certain distributions from annuities.

6 BY repealing and reenacting, with amendments,
7 Article - Tax - Property
8 Section 9-104(a)(8)
9 Annotated Code of Maryland
10 (1994 Replacement Volume and 1997 Supplement)

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

13 **Article - Tax - Property**

14 9-104.

15 (a) (8) (i) "Gross income" means the total income from all sources for the
16 calendar year that immediately precedes the taxable year, whether or not the income
17 is included in the definition of gross income for federal or State tax purposes.

18 (ii) "Gross income" includes:

- 19 1. any benefit under the Social Security Act or the Railroad
20 Retirement Act;
- 21 2. the aggregate of gifts over \$300;
- 22 3. alimony;
- 23 4. support money;
- 24 5. any nontaxable strike benefit;

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4 OF THIS PARAGRAPH;
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8 endeavor; and
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10 or apartment.
6. public assistance received in a cash grant;
7. a pension;
8. an annuity, EXCEPT AS PROVIDED IN SUBPARAGRAPH (III)
9. any unemployment insurance benefit;
10. any workers' compensation benefit;
11. the net income received from a business, rental, or other
12. any rent on the dwelling, including the rent from a room
or apartment.
- 11 (iii) "Gross income" does not include:
12 1. any income tax refund received from the State or federal
13 government; [or]
14 2. any loss from business, rental, or other endeavor; OR
15 3. ANY DISTRIBUTION FROM AN ANNUITY THAT IS NOT
16 TAXABLE BY THE STATE AS INCOME.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 July 1, 1998.