

HOUSE BILL 729

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Q7

2000 Regular Session
(01r1950)

ENROLLED BILL
-- Ways and Means/Budget and Taxation --

Introduced by **Garrett County Delegation and Allegany County Delegation**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Maryland-Mined Coal - Tax Credits**

3 FOR the purpose of modifying a credit against the public service company franchise
4 tax available to a public service company, based on the purchase of
5 Maryland-mined coal, by repealing a limitation on the availability of the credit
6 to coal purchases exceeding that purchased in a specified year; repealing a
7 termination date applicable to the credit; modifying a credit against the income
8 tax available to a cogenerator, based on the purchase of Maryland-mined coal,
9 by repealing a limitation on the availability of the credit to coal purchases
10 exceeding that purchased in a specified year; extending availability of the credit
11 against the income tax to certain electricity suppliers that are not subject to the
12 public service company franchise tax; making stylistic changes; providing for the
13 application of this Act; and generally relating to the application and availability
14 of tax credits to certain purchasers of Maryland coal.

15 BY repealing and reenacting, without amendments,
16 Article - Public Utility Companies

1 Section 1-101(j)
2 Annotated Code of Maryland
3 (1998 Volume and 1999 Supplement)

4 BY repealing and reenacting, with amendments,
5 Article - Tax - General
6 Section 8-406(b) and 10-704.1
7 Annotated Code of Maryland
8 (1997 Replacement Volume and 1999 Supplement)

9 BY repealing
10 Chapter 792 of the Acts of the General Assembly of 1988, as amended by
11 Chapter 833 of the Acts of the General Assembly of 1989
12 Section 8

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

15 **Article - Public Utility Companies**

16 1-101.

17 (j) (1) "Electricity supplier" means a person:

18 (i) who sells:

- 19 1. electricity;
- 20 2. electricity supply services;
- 21 3. competitive billing services; or
- 22 4. competitive metering services; or

23 (ii) who purchases, brokers, arranges, or markets electricity or
24 electricity supply services for sale to a retail electric customer.

25 (2) "Electricity supplier" includes an electric company, an aggregator, a
26 broker, and a marketer of electricity.

27 (3) "Electricity supplier" does not include:

28 (i) the following persons who supply electricity and electricity
29 supply services solely to occupants of a building for use by the occupants:

- 30 1. an owner/operator who holds ownership in and manages
31 the internal distribution system serving the building; or

1 **Chapter 792 of the Acts of 1988, as amended by Chapter 833 of the Acts of**
2 **1989**

3 [SECTION 8. AND BE IT FURTHER ENACTED, That, at the end of June 30,
4 2001, and with no further action required by the General Assembly, this Act shall be
5 abrogated and of no further force or effect.]

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2000 and shall be applicable to all taxable years beginning after December 31,
8 2000.