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By: **Delegate Brinkley**  
Introduced and read first time: February 28, 2000  
Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2 **Multiple Income Tax Audits - Reimbursement of Taxpayer Expenses**

3 FOR the purpose of requiring the Comptroller to reimburse an individual under  
4 certain circumstances for the reasonable costs and expenses, including  
5 reasonable attorney's fees, incurred by the individual as a result of an  
6 examination or audit of the individual's income tax return and any related  
7 proceedings.

8 BY adding to  
9 Article - Tax - General  
10 Section 13-305  
11 Annotated Code of Maryland  
12 (1997 Replacement Volume and 1999 Supplement)

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

15 **Article - Tax - General**

16 13-305.

17 (A) IN THIS SECTION, "INDIVIDUAL" HAS THE MEANING STATED IN § 10-101 OF  
18 THIS ARTICLE.

19 (B) THE COMPTROLLER SHALL REIMBURSE AN INDIVIDUAL FOR THE  
20 REASONABLE COSTS AND EXPENSES, INCLUDING REASONABLE ATTORNEY'S FEES,  
21 INCURRED BY THE INDIVIDUAL AS A RESULT OF AN EXAMINATION OR AUDIT OF THE  
22 INDIVIDUAL'S INCOME TAX RETURN AND ANY RELATED PROCEEDINGS, IF:

23 (1) THE COMPTROLLER HAS PREVIOUSLY EXAMINED OR AUDITED AN  
24 INCOME TAX RETURN OF THE INDIVIDUAL WITHIN THE 12 MONTHS IMMEDIATELY  
25 PRECEDING THE INITIATION OF THE CURRENT EXAMINATION OR AUDIT;

26 (2) THE PREVIOUS EXAMINATION OR AUDIT RESULTED IN A  
27 DETERMINATION OF NO DEFICIENCY; AND

1                   (3)       THE CURRENT EXAMINATION OR AUDIT RESULTS IN A  
2 DETERMINATION OF NO DEFICIENCY.

3       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 July 1, 2000.