
By: **Delegates Baldwin, Greenip, Klausmeier, Linton, and Stocksdale**
Introduced and read first time: February 8, 2001
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax - Tax-Free Week for Advanced Technology Educational**
3 **Products**

4 FOR the purpose of designating a certain week in a certain calendar year to be a
5 tax-free week during which a certain sales and use tax exemption for certain
6 products purchased for use by students at institutions of higher education will
7 apply; defining a certain term; providing for a certain exemption from the sales
8 and use tax for certain products purchased for use by students at institutions of
9 higher education during a certain tax-free week; providing that to obtain the
10 exemption a student shall present a certain letter from the instructor of a course
11 at an institution of higher education; and generally relating to the designation of
12 a certain tax-free week for certain products purchased for use by students at
13 institutions of higher education in the State.

14 BY adding to
15 Article - Tax - General
16 Section 11-229
17 Annotated Code of Maryland
18 (1997 Replacement Volume and 2000 Supplement)

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

21 **Article - Tax - General**

22 11-229.

23 (A) IN THIS SECTION, "ADVANCED TECHNOLOGY EDUCATIONAL PRODUCT"
24 MEANS A COMPUTER OR COMPUTER ACCESSORY, COMPUTER SOFTWARE, A
25 CALCULATOR, OR ANY OTHER TECHNOLOGICALLY ADVANCED EDUCATIONAL
26 PRODUCT FOR USE BY A STUDENT IN CONNECTION WITH COURSE WORK AT AN
27 INSTITUTION OF HIGHER EDUCATION.

28 (B) (1) THE WEEK FROM AUGUST 3, 2001 THROUGH AUGUST 9, 2001 SHALL
29 BE A TAX-FREE WEEK FOR ADVANCED TECHNOLOGY EDUCATIONAL PRODUCT

1 SHOPPING DURING WHICH THE EXEMPTION UNDER PARAGRAPH (2) OF THIS
2 SUBSECTION SHALL APPLY.

3 (2) DURING THE TAX-FREE WEEK FOR ADVANCED TECHNOLOGY
4 EDUCATIONAL PRODUCT SHOPPING ESTABLISHED UNDER PARAGRAPH (1) OF THIS
5 SUBSECTION, THE SALES AND USE TAX DOES NOT APPLY TO THE SALE OF AN
6 ADVANCED TECHNOLOGY EDUCATIONAL PRODUCT TO A STUDENT AT AN
7 INSTITUTION OF HIGHER EDUCATION FOR USE IN CONNECTION WITH THE
8 STUDENT'S COURSE WORK AT THE INSTITUTION OF HIGHER EDUCATION.

9 (C) (1) TO OBTAIN THE EXEMPTION UNDER SUBSECTION (B) OF THIS
10 SECTION, A STUDENT SHALL PRESENT TO THE VENDOR A LETTER FROM THE
11 INSTRUCTOR OF A COURSE AT AN INSTITUTION OF HIGHER EDUCATION STATING
12 THAT:

13 (I) THE STUDENT IS ENROLLED IN A COURSE TAUGHT BY THE
14 INSTRUCTOR AT THE INSTITUTION OF HIGHER EDUCATION; AND

15 (II) THE ADVANCED TECHNOLOGY EDUCATION PRODUCT FOR
16 WHICH THE STUDENT IS SEEKING THE EXEMPTION UNDER THIS SECTION IS
17 REQUIRED OR RECOMMENDED FOR THE COURSE.

18 (2) A VENDOR SHALL ATTACH EACH LETTER RECEIVED UNDER
19 PARAGRAPH (1) OF THIS SUBSECTION TO THE VENDOR'S SALES AND USE TAX RETURN
20 FOR THE PERIOD IN WHICH THE VENDOR MAKES A SALE SUBJECT TO THE
21 EXEMPTION UNDER THIS SECTION.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 July 1, 2001.