

SENATE BILL 43

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Q4

2002 Regular Session  
2lr0544

(PRE-FILED)

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By: **Senator Haines**

Requested: September 26, 2001

Introduced and read first time: January 9, 2002

Assigned to: Budget and Taxation

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A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax - Multifuel Pellet Stoves**

3 FOR the purpose of exempting from the sales and use tax the sale of a multifuel pellet  
4 stove designed to burn agricultural field corn.

5 BY repealing and reenacting, with amendments,  
6 Article - Tax - General  
7 Section 11-226  
8 Annotated Code of Maryland  
9 (1997 Replacement Volume and 2001 Supplement)

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

12 **Article - Tax - General**

13 11-226.

14 (a) The sales and use tax does not apply to the sale of the following electric  
15 appliances that meet or exceed the applicable Energy Star efficiency requirements  
16 developed by the United States Environmental Protection Agency and the United  
17 States Department of Energy:

18 (1) a clothes washer purchased on or after July 1, 2000, but before July  
19 1, 2003;

20 (2) a room air conditioner purchased on or after January 1, 2001, but  
21 before July 1, 2004; or

22 (3) a standard size refrigerator purchased on or after July 1, 2001, but  
23 before July 1, 2004.

24 (b) The sales and use tax does not apply to the sale, on or before July 1, 2004,  
25 of:

- 1           (1)     a fuel cell that:
- 2                   (i)     generates electricity and heat using an electrochemical process;
- 3                   (ii)    has an electricity-only generation efficiency greater than 35%;
- 4 and
- 5                   (iii)   has a generating capacity of at least 2 kilowatts;
- 6           (2)     a natural gas heat pump that has a coefficient of performance of at
- 7 least 1.25 for heating and at least 0.70 for cooling;
- 8           (3)     an electric heat pump hot water heater that yields an energy factor of
- 9 at least 1.7;
- 10          (4)     an electric heat pump that has a heating system performance factor
- 11 of at least 7.5 and a cooling seasonal energy efficiency ratio of at least 13.5;
- 12          (5)     a central air conditioner that has a cooling seasonal energy efficiency
- 13 ratio of at least 13.5; or
- 14          (6)     an advanced natural gas water heater that has an energy factor of at
- 15 least 0.65.
- 16    (C)     THE SALES AND USE TAX DOES NOT APPLY TO THE SALE OF A MULTIFUEL
- 17 PELLET STOVE DESIGNED TO BURN AGRICULTURAL FIELD CORN.
- 18    SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 19 July 1, 2002.