

(PRE-FILED)

By: **Delegate Franchot**

Requested: November 10, 2004

Introduced and read first time: January 12, 2005

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax - Exemption - University and College Textbooks**

3 FOR the purpose of providing an exemption from the sales and use tax for a sale of
4 certain textbooks bought by certain individuals; defining a certain term; and
5 generally relating to a sales and use tax exemption for the sale of university and
6 college textbooks.

7 BY adding to

8 Article - Tax - General

9 Section 11-230

10 Annotated Code of Maryland

11 (2004 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Tax - General**

15 11-230.

16 (A) IN THIS SECTION, "TEXTBOOK" MEANS A BOOK:

17 (1) WRITTEN, DESIGNED, AND PRODUCED FOR EDUCATIONAL,
18 INSTRUCTIONAL, OR PEDAGOGICAL PURPOSES; AND

19 (2) REQUIRED FOR A COURSE AT AN INSTITUTION OF HIGHER
20 EDUCATION AS DEFINED UNDER § 10-101(F) OF THE EDUCATION ARTICLE.

21 (B) THE SALES AND USE TAX DOES NOT APPLY TO A SALE OF A TEXTBOOK
22 THAT IS BOUGHT BY A FULL-TIME OR PART-TIME STUDENT ENROLLED AT AN
23 INSTITUTION OF HIGHER EDUCATION.

24 (C) AN INDIVIDUAL MAY ESTABLISH FULL-TIME OR PART-TIME STUDENT
25 STATUS BY PRODUCING A VALID STUDENT IDENTIFICATION CARD AT THE TIME OF
26 PURCHASE OF THE TEXTBOOK.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 July 1, 2005.