
By: **Delegate Minnick (By Request - Baltimore County Administration)**

Introduced and read first time: January 25, 2006

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Property Tax Credits - Natural Disaster Damage - Transferability**

3 FOR the purpose of providing that certain property tax credits granted for dwellings
4 that are damaged or destroyed due to a natural disaster may be transferred
5 under certain circumstances; providing for the application of this Act; and
6 generally relating to the transferability of certain property tax credits related to
7 damages to dwellings caused by natural disasters.

8 BY adding to
9 Article - Tax - Property
10 Section 9-109(f) and 9-109.1(g)
11 Annotated Code of Maryland
12 (2001 Replacement Volume and 2005 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 - Property**

16 9-109.

17 (F) A PROPERTY TAX CREDIT GRANTED UNDER THIS SECTION MAY BE
18 TRANSFERRED:

19 (1) BETWEEN HUSBAND AND WIFE;

20 (2) BETWEEN DIVORCED INDIVIDUALS IN ACCORDANCE WITH AN
21 AGREEMENT FILED IN THE DIVORCE CASE; OR

22 (3) IF THERE IS NO CONSIDERATION PAID OR TO BE PAID IN
23 CONNECTION WITH THE TRANSFER, BETWEEN:

24 (I) PARENT AND DAUGHTER, SON, STEPDAUGHTER, OR STEPSON;

25 (II) PARENT AND DAUGHTER-IN-LAW, SON-IN-LAW,
26 STEPDAUGHTER-IN-LAW, OR STEPSON-IN-LAW;

1 (III) GRANDPARENT AND GRANDCHILD OR STEPGRANDCHILD; OR

2 (IV) SIBLINGS, HALF-SIBLINGS, OR STEPSIBLINGS, IN ANY
3 COMBINATION.

4 9-109.1.

5 (G) A PROPERTY TAX CREDIT GRANTED UNDER THIS SECTION MAY BE
6 TRANSFERRED:

7 (1) BETWEEN HUSBAND AND WIFE;

8 (2) BETWEEN DIVORCED INDIVIDUALS IN ACCORDANCE WITH AN
9 AGREEMENT FILED IN THE DIVORCE CASE; OR

10 (3) IF THERE IS NO CONSIDERATION PAID OR TO BE PAID IN
11 CONNECTION WITH THE TRANSFER, BETWEEN:

12 (I) PARENT AND DAUGHTER, SON, STEPDAUGHTER, OR STEPSON;

13 (II) PARENT AND DAUGHTER-IN-LAW, SON-IN-LAW,
14 STEPDAUGHTER-IN-LAW, OR STEPSON-IN-LAW;

15 (III) GRANDPARENT AND GRANDCHILD OR STEPGRANDCHILD; OR

16 (IV) SIBLINGS, HALF-SIBLINGS, OR STEPSIBLINGS, IN ANY
17 COMBINATION.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 June 1, 2006, and shall be applicable to all taxable years beginning after June 30,
20 2005.