
By: **Delegates Rosenberg and Cardin**
Introduced and read first time: January 27, 2006
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Income Tax Credit for Green Buildings**

3 FOR the purpose of altering certain requirements for certain buildings to be eligible
4 for certain tax credits; providing for the application of this Act; and generally
5 relating to credits against the Maryland income tax for certain buildings and
6 building components that meet certain energy efficiency and environmental
7 standards.

8 BY repealing and reenacting, with amendments,
9 Article - Tax - General
10 Section 10-722(a)(8)
11 Annotated Code of Maryland
12 (2004 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 - General**

16 10-722.

17 (a) (8) "Eligible building" means a building located in the State that:

18 (i) 1. is a building used primarily for nonresidential purposes if
19 the building contains at least [20,000] 10,000 square feet of interior space;

20 2. is a residential multifamily building with at least 12
21 dwelling units that contains at least [20,000] 10,000 square feet of interior space; or

22 3. is any combination of buildings described in item 1 or 2 of
23 this item;

24 (ii) in the case of a newly constructed building for which a
25 certificate of occupancy was not issued before July 1, 2001:

UNOFFICIAL COPY OF HOUSE BILL 411

1 1. is located on a qualified brownfields site, as defined under
2 Article 83A, § 5-1401 of the Code; or

3 2. A. is located in a priority funding area under § 5-7B-02
4 of the State Finance and Procurement Article; and

5 B. is not located on wetlands, the alteration of which requires
6 a permit under § 404 of the federal Clean Water Act, 33 U.S.C. § 1344; and

7 (iii) in the case of a rehabilitation of a building:

8 1. is located in a priority funding area under § 5-7B-02 of
9 the State Finance and Procurement Article or on a qualified brownfields site as
10 defined under Article 83A, § 5-1401 of the Code; or

11 2. is not an increase of more than 25% in the square footage
12 of the building.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
14 effect July 1, 2006, and shall be applicable to all taxable years beginning after
15 December 31, 2005.