Q2 6lr1164

By: Senators Jacobs and Pipkin

Introduced and read first time: January 23, 2006

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 24, 2006

\_\_\_\_\_

CHAPTER\_\_\_\_

## 1 AN ACT concerning

- Cecil County Property Tax Credit Property Leased by Religious
   Organizations
- 4 FOR the purpose of requiring authorizing the governing body of Cecil County or of a
- 5 municipal corporation in Cecil County to grant a property tax credit against the
- 6 property tax imposed on certain real property that is leased, occupied, and used
- 7 by a religious group or organization under certain circumstances; providing
- 8 <u>authorizing the governing body of Cecil County or a municipal corporation in</u>
- 9 <u>Cecil County to provide</u> for the amount <u>and duration</u> of the property tax credit
- and certain limitations on the credit; providing for the application of this Act;
- and generally relating to a property tax credit in Cecil County and municipal
- 12 corporations in Cecil County for certain real property leased by certain religious
- 13 organizations.
- 14 BY repealing and reenacting, with amendments,
- 15 Article Tax Property
- 16 Section 9-309(a) (b)
- 17 Annotated Code of Maryland
- 18 (2001 Replacement Volume and 2005 Supplement)
- 19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 20 MARYLAND, That the Laws of Maryland read as follows:

1	1 Article - Tax - Property		
2	9-309.		
		verning body of Cecil County and of a municipal corporation in operty tax credit under this section against the county operty tax imposed on:	
6 7	[(1)] (I)  Maryland Antiquities, Incorp	property that is owned by the Society for the Preservation of orated; [and]	
8 9	<del>[(2)] (II)</del> County, Maryland, Incorpora	property that is owned by the Friends of the Library of Cecil ted; AND	
10	( <del>III)</del>	REAL PROPERTY:	
13	11 (b) (1) The governing body of Cecil County and of a municipal corporation in 12 Cecil County may grant, by law, a property tax credit under this section against the 13 county and municipal corporation property tax imposed on property that is owned by 14 the Upper Chesapeake Watershed Association and is used:		
15	[(1)] <u>(I)</u>	to assist in the preservation of a wild nature area;	
16	[(2)] (II)	to establish a nature reserve or other protected area; or	
17	[(3)] (III)	generally to promote conservation.	
20		THE GOVERNING BODY OF CECIL COUNTY AND OF A ON IN CECIL COUNTY MAY GRANT, BY LAW, A PROPERTY TAX CTION AGAINST THE COUNTY OR MUNICIPAL CORPORATION O ON REAL PROPERTY:	
22 23	OCCUPIED, AND USED B	1. FOR THAT PORTION OF THE PROPERTY THAT IS LEASED, Y A RELIGIOUS GROUP OR ORGANIZATION EXCLUSIVELY FOR:	
24		A. PUBLIC RELIGIOUS WORSHIP;	
25		B. EDUCATIONAL PURPOSES; OR	
26 27	PUBLIC RELIGIOUS WOR	C. OFFICE SPACE NECESSARY TO SUPPORT OR MAINTAIN SHIP OR EDUCATIONAL PURPOSES; AND	
28 29	CONTRACTUALLY LIAB	2. FOR WHICH THE RELIGIOUS GROUP OR ORGANIZATION IS LE.	
	(2) (I) SUBSECTION SHALL EQUE PROPERTY TAX IMPOSES	THE CREDIT GRANTED UNDER PARAGRAPH (1)(III) OF THIS  JAL 100% OF THE COUNTY OR MUNICIPAL CORPORATION  O.	
33 34	(II) MUNICIPAL CORPORATI	SUBJECT TO ITEM (III) OF THIS PARAGRAPH, THE COUNTY OR ON MAY PROVIDE, BY LAW, FOR:	

## **UNOFFICIAL COPY OF SENATE BILL 198**

- 1 THE AMOUNT OF A PROPERTY TAX CREDIT UNDER THIS 1. 2 SUBSECTION; <u>2.</u> THE DURATION OF A PROPERTY TAX CREDIT UNDER THIS 4 SUBSECTION; AND ANY OTHER PROVISION NECESSARY TO CARRY OUT THIS <u>3.</u> 6 SUBSECTION. THE CREDIT UNDER PARAGRAPH (1)(III) OF THIS 7 (II)(III)8 SUBSECTION THIS PARAGRAPH DOES NOT APPLY: TO PROPERTY THAT IS LEASED, OCCUPIED, OR USED FOR 10 THE PURPOSE OF MAKING A PROFIT; OR 2. WHEN THE RELIGIOUS GROUP OR ORGANIZATION NO 12 LONGER OCCUPIES THE PROPERTY. 13 (III)(IV) THE LESSOR OF PROPERTY ELIGIBLE FOR A TAX CREDIT 14 UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION THIS PARAGRAPH SHALL REDUCE 15 BY THE AMOUNT OF THE TAX CREDIT THE AMOUNT OF TAXES FOR WHICH THE 16 RELIGIOUS GROUP OR ORGANIZATION IS CONTRACTUALLY LIABLE UNDER THE 17 LEASE AGREEMENT.
- 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 2006.