

UNOFFICIAL COPY OF SENATE BILL 316
EMERGENCY BILL

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6lr0081

By: **Chairman, Budget and Taxation Committee (By Request -
Departmental - Natural Resources)**

Introduced and read first time: January 26, 2006

Rules suspended

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Natural Resources - Vessel Excise Tax - Principal Use**

3 FOR the purpose of providing that the vessel excise tax is levied on a vessel used
4 principally in this State; repealing a certain requirement for imposition of the
5 vessel excise tax; making this Act an emergency measure; and generally relating
6 to the assessment of the vessel excise tax.

7 BY repealing and reenacting, with amendments,
8 Article - Natural Resources
9 Section 8-716(c)
10 Annotated Code of Maryland
11 (2000 Replacement Volume and 2005 Supplement)

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

14 **Article - Natural Resources**

15 8-716.

16 (c) (1) Except as provided in § 8-715(d) of this subtitle and in subsections (e)
17 and (f) of this section, and in addition to the fees prescribed in subsection (b) of this
18 section, an excise tax is levied at the rate of 5% of the fair market value of the vessel
19 on:

20 (i) The issuance of every original certificate of title required for a
21 vessel under this subtitle;

22 (ii) The issuance of every subsequent certificate of title for the sale,
23 resale, or transfer of the vessel;

24 (iii) The sale within the State of every other vessel; and

1 (iv) The possession within the State of a vessel [purchased outside
2 the State] USED OR to be used principally in the State.

3 (2) Notwithstanding the provisions of this subsection, no tax is paid on
4 issuance of any certificate of title if the owner of the vessel for which a certificate of
5 title is sought was the owner of the vessel prior to June 1, 1965, or paid Maryland
6 sales and use tax on the vessel as required by law at the time of acquisition. The
7 Department may require the applicant for titling to submit satisfactory proof that the
8 applicant owned the vessel prior to June 1, 1965.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an
10 emergency measure, is necessary for the immediate preservation of the public health
11 or safety, has been passed by a yea and nay vote supported by three-fifths of all the
12 members elected to each of the two Houses of the General Assembly, and shall take
13 effect from the date it is enacted.