

# HOUSE BILL 995

Q3

7/1r2012

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By: **Delegates Walker, Healey, Lafferty, Valderrama, Vaughn, and Waldstreicher**

Introduced and read first time: February 9, 2007

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Income Tax - Subtraction Modification - Donations to Public Schools**

3 FOR the purpose of providing a subtraction modification under the Maryland income  
4 tax for donations made by a business entity to a public school; defining certain  
5 terms; providing for the application of this Act; and generally relating to an  
6 income tax subtraction modification for donations made by a business entity to  
7 a public school.

8 BY repealing and reenacting, without amendments,  
9 Article - Tax - General  
10 Section 10-208(a) and 10-308(a)  
11 Annotated Code of Maryland  
12 (2004 Replacement Volume and 2006 Supplement)

13 BY adding to  
14 Article - Tax - General  
15 Section 10-208(q)  
16 Annotated Code of Maryland  
17 (2004 Replacement Volume and 2006 Supplement)

18 BY repealing and reenacting, with amendments,  
19 Article - Tax - General  
20 Section 10-308(b)  
21 Annotated Code of Maryland  
22 (2004 Replacement Volume and 2006 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Tax – General**

4 10–208.

5 (a) In addition to the modification under § 10–207 of this subtitle, the  
6 amounts under this section are subtracted from the federal adjusted gross income of a  
7 resident to determine Maryland adjusted gross income.

8 **(Q) (1) IN THIS SUBSECTION, “PUBLIC SCHOOL” MEANS A SCHOOL IN**  
9 **THE PUBLIC ELEMENTARY AND SECONDARY EDUCATION SYSTEM OF THIS**  
10 **STATE.**

11 **(2) THE SUBTRACTION UNDER SUBSECTION (A) OF THIS SECTION**  
12 **INCLUDES AN AMOUNT EQUAL TO 150% OF A MONETARY CONTRIBUTION MADE**  
13 **BY A BUSINESS ENTITY DURING THE TAXABLE YEAR TO A PUBLIC SCHOOL.**

14 **(3) THE SUBTRACTION UNDER PARAGRAPH (2) OF THIS**  
15 **SUBSECTION MAY NOT EXCEED \$10,000.**

16 10–308.

17 (a) In addition to the modification under § 10–307 of this subtitle, the  
18 amounts under this section are subtracted from the federal taxable income of a  
19 corporation to determine Maryland modified income.

20 (b) The subtraction under subsection (a) of this section includes the amounts  
21 allowed to be subtracted for an individual under:

22 (1) § 10–208(d) of this title (Conservation tillage equipment expenses);

23 (2) § 10–208(i) of this title (Reforestation or timber stand expenses);

24 (3) § 10–208(k) of this title (Wage expenses for targeted jobs);

25 (4) § 10–208(m) of this title (Poultry or livestock manure spreading  
26 equipment); [and]

1                   (5)   § 10-208(p) of this title (Elevator handrails in health care  
2 facilities); **AND**

3                   **(6)   § 10-208(Q) OF THIS TITLE (PUBLIC SCHOOL DONATIONS).**

4                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 July 1, 2007, and shall be applicable to all taxable years beginning after December 31,  
6 2006.