

SENATE BILL 981

Q1

8lr3449
CF HB 1609

By: **Senator Robey**

Introduced and read first time: March 3, 2008

Assigned to: Rules

Re-referred to: Budget and Taxation, March 10, 2008

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 25, 2008

CHAPTER _____

1 AN ACT concerning

2 **Property Tax – Abatement of Tax on Exempt Manufacturing Personal**
3 **Property**

4 FOR the purpose of providing that property tax on exempt manufacturing personal
5 property shall be abated for a taxable year under certain circumstances;
6 providing that for a certain taxable year, property tax on exempt manufacturing
7 personal property shall be abated under certain circumstances; and generally
8 relating to the abatement of property tax on exempt property under certain
9 circumstances.

10 BY repealing and reenacting, with amendments,
11 Article – Tax – Property
12 Section 7–104
13 Annotated Code of Maryland
14 (2007 Replacement Volume)

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

17 **Article – Tax – Property**

18 7–104.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) Except as provided in [subsection (c)] **SUBSECTIONS (C) AND (D)** of this
2 section and in §§ 7–202 and 7–215 of this title, property tax on wholly exempt property
3 shall be abated for the taxable year that follows the date on which the property
4 became exempt.

5 (b) If an owner of property subject to an exemption on June 30 files an
6 application for abatement on or before the following September 1 with the Department
7 or the supervisor, the tax is abated for the taxable year.

8 (c) If property that is exempt from property tax is transferred to a person
9 whose use of the property qualifies the property for an exemption from the date of
10 transfer, then the property tax shall be abated from that date if the transferee:

11 (1) files an application under § 7–103 of this subtitle on or before
12 September 1 of the following taxable year; or

13 (2) files an application under § 7–225 of this title within 6 months
14 after receipt of the first assessment notice which includes the manufacturing personal
15 property that is issued after the date of the transfer.

16 **(D) IF THE OWNER OF MANUFACTURING PERSONAL PROPERTY ON ~~JUNE~~**
17 **~~30~~ JANUARY 1 FILES AN APPLICATION UNDER § 7–225 OF THIS TITLE FOR A**
18 **MANUFACTURING EXEMPTION WITHIN 6 MONTHS AFTER RECEIPT OF ~~AN~~ THE**
19 **FIRST ASSESSMENT NOTICE FOR A TAXABLE YEAR THAT INCLUDES THE**
20 **MANUFACTURING PERSONAL PROPERTY AND THE APPLICATION IS APPROVED,**
21 **THE PROPERTY TAX SHALL BE ABATED FOR THE TAXABLE YEAR.**

22 SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 7–104
23 of the Tax – Property Article, for the taxable year beginning July 1, 2007, if an owner
24 of manufacturing personal property on June 30, 2007, files an application by June 30,
25 2008, with the Department for a property tax exemption for the property under §
26 7–225 of the Tax – Property Article and the application is approved, the property tax
27 on the manufacturing personal property shall be abated.

28 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 June 1, 2008.