

SENATE BILL 1086

Q3

2lr3343
CF HB 1456

By: **Senators Jones–Rodwell, Currie, King, Madaleno, and Manno**

Introduced and read first time: March 5, 2012

Assigned to: Rules

Re-referred to: Budget and Taxation, March 9, 2012

Committee Report: Favorable

Senate action: Adopted

Read second time: March 24, 2012

CHAPTER _____

1 AN ACT concerning

2 **Income Tax – Tax Credits – Electronic Filing Requirements**

3 FOR the purpose of authorizing the Comptroller to require by regulation that a
4 taxpayer claiming certain income tax credits claim certain tax credits by certain
5 electronic means; authorizing the Comptroller to require by regulation that
6 certain additional tax credits be claimed by certain electronic means; providing
7 for the application of this Act; and generally relating to requiring the electronic
8 claiming of certain tax credits by certain taxpayers.

9 BY adding to

10 Article – Tax – General

11 Section 10–804(j)

12 Annotated Code of Maryland

13 (2010 Replacement Volume and 2011 Supplement)

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

16 **Article – Tax – General**

17 10–804.

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 **(J) (1) A TAXPAYER CLAIMING ANY OF THE FOLLOWING TAX CREDITS**
 2 **SHALL SUBMIT A CLAIM FOR THE CREDIT BY ELECTRONIC MEANS AS REQUIRED**
 3 **BY THE COMPTROLLER BY REGULATION:**

4 **(I) THE JOB CREATION TAX CREDIT, AS PROVIDED UNDER**
 5 **TITLE 6, SUBTITLE 2 OF THE ECONOMIC DEVELOPMENT ARTICLE;**

6 **(II) THE ONE MARYLAND TAX CREDIT, AS PROVIDED**
 7 **UNDER TITLE 6, SUBTITLE 4 OF THE ECONOMIC DEVELOPMENT ARTICLE;**

8 **(III) THE BIOTECHNOLOGY INVESTMENT INCENTIVE TAX**
 9 **CREDIT, AS PROVIDED UNDER § 10-725 OF THIS TITLE;**

10 **(IV) THE ENTERPRISE ZONE INCOME TAX CREDIT, AS**
 11 **PROVIDED UNDER § 10-702 OF THIS TITLE; AND**

12 **(V) ANY OTHER TAX CREDIT SPECIFIED BY THE**
 13 **COMPTROLLER THROUGH REGULATION.**

14 **(2) BEFORE ADDING ANY TAX CREDIT NOT LISTED IN PARAGRAPH**
 15 **(1)(I) THROUGH (IV) OF THIS SUBSECTION TO THE REQUIREMENT OF THIS**
 16 **SUBSECTION, THE COMPTROLLER SHALL DETERMINE WHETHER THE ADDITION**
 17 **OF THE TAX CREDIT WILL HAVE A MATERIAL ADVERSE IMPACT OR UNDUE**
 18 **ADMINISTRATIVE BURDEN ON THE COMPTROLLER.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 20 July 1, 2012, and shall be applicable to all taxable years beginning after December 31,
 21 2012.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.