

HOUSE BILL 856

Q2
HB 1065/12 – W&M

3lr1605

By: **Delegates Fisher, Afzali, Aumann, Cluster, Dwyer, Frank, George, Glass, Hershey, Hough, K. Kelly, McComas, McDermott, Myers, Norman, Ready, Schuh, Serafini, and Smigiel**

Introduced and read first time: February 7, 2013

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Personal Property Tax – Investments in Maryland**

3 FOR the purpose of providing an exemption from personal property tax for property
4 that is owned by certain businesses organizing or moving into the State;
5 exempting certain personal property from the property tax imposed by a county
6 or municipal corporation as of a certain date; requiring the Department of
7 Assessments and Taxation to identify certain provisions of law and submit a
8 certain report to the General Assembly; providing for the application of this Act;
9 and generally relating to a personal property tax for certain businesses.

10 BY adding to

11 Article – Tax – Property
12 Section 7–245 and 7–402
13 Annotated Code of Maryland
14 (2012 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 **7–245.**

19 **PERSONAL PROPERTY IS NOT SUBJECT TO PROPERTY TAX IF THE**
20 **PROPERTY IS OWNED BY:**

21 **(1) A BUSINESS THAT HAS ORGANIZED UNDER THE LAWS OF THE**
22 **STATE DURING THE CURRENT TAX YEAR; OR**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) A BUSINESS THAT HAS RELOCATED ITS HEADQUARTERS TO**
2 **THE STATE DURING THE CURRENT TAX YEAR.**

3 **7-402.**

4 **ANY PERSONAL PROPERTY OTHER THAN OPERATING PERSONAL**
5 **PROPERTY OF A RAILROAD OR A PUBLIC UTILITY IS NOT SUBJECT TO A COUNTY**
6 **OR MUNICIPAL CORPORATION PROPERTY TAX.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1,
8 2013, the Department of Assessments and Taxation shall identify provisions of the
9 Annotated Code of Maryland or the Code of Public Local Laws that are rendered
10 inaccurate or obsolete as a result of Section 1 of this Act and, in accordance with §
11 2-1246 of the State Government Article, shall submit a report to the General
12 Assembly on its findings with recommendations for any amendments to the Annotated
13 Code of Maryland or the Code of Public Local Laws.

14 SECTION 3. AND BE IT FURTHER ENACTED, That § 7-402 of the
15 Tax – Property Article, as enacted by this Act, shall be applicable to all taxable years
16 beginning after June 30, 2015.

17 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 June 1, 2013, and, except as provided in Section 3 of this Act, shall be applicable to all
19 taxable years beginning after June 30, 2013.