

HOUSE BILL 56

Q4

4lr0356

(PRE-FILED)

By: **Delegate Vitale**

Requested: July 29, 2013

Introduced and read first time: January 8, 2014

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax – Tax-Free Periods – School Supplies and Textbooks**

3 FOR the purpose of altering a certain sales and use tax exemption period to include
4 certain school supplies and textbooks, subject to certain limitations; defining
5 certain terms; repealing certain obsolete provisions; and generally relating to a
6 certain sales and use tax exemption period for certain products.

7 BY repealing and reenacting, with amendments,

8 Article – Tax – General

9 Section 11–228

10 Annotated Code of Maryland

11 (2010 Replacement Volume and 2013 Supplement)

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

14 **Article – Tax – General**

15 11–228.

16 (a) **(1)** In this [section,] SECTION THE FOLLOWING WORDS HAVE THE
17 MEANINGS INDICATED.

18 **(2)** [“accessory] **“ACCESSORY** items” includes jewelry, watches,
19 watchbands, handbags, handkerchiefs, umbrellas, scarves, ties, headbands, and belt
20 buckles.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) “SCHOOL SUPPLY” MEANS ANY ITEM PURCHASED FOR USE IN**
2 **THE CLASSROOM, FOR SCHOOL WORK COMPLETED IN SCHOOL, OR FOR ANY**
3 **SCHOOL ACTIVITY.**

4 **(4) “TEXTBOOK” MEANS A BOOK WRITTEN, DESIGNED, AND**
5 **PRODUCED FOR EDUCATIONAL, INSTRUCTIONAL, OR PEDAGOGICAL PURPOSES.**

6 (b) (1) [Beginning in calendar year 2010, the] **THE** 7-day period from the
7 second Sunday in August through the following Saturday shall be a tax-free period for
8 back-to-school shopping in Maryland during which the exemption under paragraph
9 (2) of this subsection shall apply.

10 (2) During the tax-free period for back-to-school shopping established
11 under paragraph (1) of this subsection, the sales and use tax does not apply to the sale
12 of:

13 **(I) any item of clothing or footwear, excluding accessory items,**
14 **if the taxable price of the item of clothing or footwear is \$100 or less;**

15 **(II) ANY SCHOOL SUPPLY IF THE TAXABLE PRICE OF THE**
16 **ITEM IS \$500 OR LESS; OR**

17 **(III) ANY TEXTBOOK IF THE TAXABLE PRICE OF THE**
18 **TEXTBOOK IS \$500 OR LESS.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 July 1, 2014.