

SENATE BILL 318

Q3

8lr2433
CF HB 1190

By: Senators Kasemeyer, Madaleno, Serafini, Currie, Bates, DeGrange, Eckardt,
Ferguson, Edwards, Guzzone, Hershey, King, Hough, McFadden, Jennings,
Peters, Norman, Ready, Reilly, Salling, Simonaire, and Waugh

Introduced and read first time: January 24, 2018

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 12, 2018

CHAPTER _____

1 AN ACT concerning

2 **Income Tax – Standard Deduction – Alteration**

3 FOR the purpose of altering the determination of the amount of the standard deduction
4 allowed for an individual under the Maryland income tax; providing for the
5 application and termination of this Act; and generally relating to the standard
6 deduction allowed under the Maryland income tax.

7 BY repealing and reenacting, with amendments,
8 Article – Tax – General
9 Section 10–217
10 Annotated Code of Maryland
11 (2016 Replacement Volume and 2017 Supplement)

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

14 **Article – Tax – General**

15 10–217.

16 (a) (1) (i) Except as otherwise provided in this subsection, an individual
17 may elect to use the standard deduction to compute Maryland taxable income whether or

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 not the individual itemizes deductions on the individual's federal income tax return in
2 determining federal taxable income.

3 (ii) If an individual elects to use the standard deduction on the
4 federal income tax return, the individual may not take any itemized deduction in § 10-218
5 of this subtitle.

6 (2) A fiduciary may not use the standard deduction.

7 (b) Subject to the limitation in subsection (c) of this section, the standard
8 deduction for an individual is an amount equal to 15% of the individual's Maryland adjusted
9 gross income.

10 (c) (1) For an individual other than one described in paragraphs (2) and (3) of
11 this subsection, the standard deduction:

12 (i) may not be less than \$1,500; and

13 (ii) may not exceed ~~[\$2,000] \$7,500~~ \$2,500.

14 (2) For an individual described in § 2 of the Internal Revenue Code as a
15 head of household or as a surviving spouse, the standard deduction:

16 (i) may not be less than \$3,000; and

17 (ii) may not exceed ~~[\$4,000] \$10,000~~ \$5,000.

18 (3) For spouses on a joint return, the standard deduction:

19 (i) may not be less than \$3,000; and

20 (ii) may not exceed ~~[\$4,000] \$10,000~~ \$5,000.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2018, and shall be applicable to all taxable years beginning after December 31, 2017, but
23 before January 1, 2021. It shall remain effective for a period of 2 years and 6 months and,
24 at the end of December 31, 2020, this Act, with no further action required by the General
25 Assembly, shall be abrogated and of no further force and effect.