

HOUSE BILL 316

Q3
HB 358/21 – W&M

3lr1562
CF SB 354

By: **Delegates Bagnall, Allen, Chisholm, Guyton, Hill, Howard, A. Johnson, S. Johnson, D. Jones, McCaskill, M. Morgan, T. Morgan, Patterson, Pruski, Rogers, Ruth, Simmons, Taveras, Wilson, and Woods**

Introduced and read first time: January 25, 2023
Assigned to: Ways and Means

Committee Report: Favorable with amendments
House action: Adopted
Read second time: February 21, 2023

CHAPTER _____

1 AN ACT concerning

2 **Income Tax Checkoff – Maryland Veterans Trust Fund**

3 FOR the purpose of establishing a certain income tax checkoff for voluntary contributions
4 to the Maryland Veterans Trust Fund; requiring the Comptroller to include a
5 checkoff on individual income tax return forms for voluntary contributions to the
6 Fund and to include certain information in each individual income tax return
7 package; and generally relating to an income tax checkoff for contributions to the
8 Maryland Veterans Trust Fund.

9 BY adding to
10 Article – Tax – General
11 Section 2–117 and 10–804(l)
12 Annotated Code of Maryland
13 (2022 Replacement Volume)

14 BY repealing and reenacting, with amendments,
15 Article – State Government
16 Section 9–913
17 Annotated Code of Maryland
18 (2021 Replacement Volume and 2022 Supplement)

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

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.



Article – Tax – General

1

2 2-117.

3 (A) (1) THE COMPTROLLER SHALL INCLUDE ON THE INDIVIDUAL
4 INCOME TAX RETURN FORM A CHECKOFF DESIGNATED AS THE “MARYLAND
5 VETERANS TRUST FUND CONTRIBUTION”.

6 (2) THE CHECKOFF SHALL STATE THAT:

7 (I) THE INDIVIDUAL, OR EACH SPOUSE IN THE CASE OF A JOINT
8 RETURN, MAY CONTRIBUTE TO THE MARYLAND VETERANS TRUST FUND THE
9 AMOUNT DESIGNATED BY THE INDIVIDUAL; AND

10 (II) 1. THE INDIVIDUAL SHALL DEDUCT THE AMOUNT OF THE
11 CONTRIBUTION FROM ANY REFUND TO WHICH THE INDIVIDUAL IS ENTITLED; OR

12 2. IF THE INDIVIDUAL IS NOT ENTITLED TO A REFUND,
13 THE INDIVIDUAL SHALL ADD THE AMOUNT OF THE CONTRIBUTION TO THE INCOME
14 TAX TO BE PAID WITH THE RETURN.

15 (3) THE COMPTROLLER SHALL INCLUDE, WITH THE INDIVIDUAL
16 INCOME TAX RETURN PACKAGE, A DESCRIPTION OF THE PURPOSES FOR WHICH THE
17 MARYLAND VETERANS TRUST FUND WAS ESTABLISHED AND THE PURPOSES FOR
18 WHICH THE FUND MAY BE USED.

19 (B) THE COMPTROLLER SHALL:

20 (1) COLLECT THE CHECKOFF CONTRIBUTIONS AND ACCOUNT TO THE
21 STATE TREASURER FOR THE MONEY COLLECTED;

22 (2) FROM THE CONTRIBUTIONS COLLECTED, DISTRIBUTE THE
23 AMOUNT NECESSARY TO ADMINISTER THE CHECKOFF TO AN ADMINISTRATIVE COST
24 ACCOUNT; AND

25 (3) AFTER THE DISTRIBUTION UNDER ITEM (2) OF THIS SUBSECTION,
26 DISTRIBUTE THE REMAINDER OF THE MONEY COLLECTED UNDER THIS SUBSECTION
27 TO THE MARYLAND VETERANS TRUST FUND ESTABLISHED UNDER § 9-913 OF THE
28 STATE GOVERNMENT ARTICLE.

29 10-804.

1 (e) Money in the Fund may only be used to:

2 (1) make grants and loans under § 9–914.2(a)(3) of this subtitle;

3 (2) be invested under § 9–914.3(b) of this subtitle; and

4 (3) pay the costs of administering the Fund through distribution to an
5 administrative cost account in the Department.

6 (f) Money expended from the Fund is not intended to take the place of funding
7 that would otherwise be appropriated to the Department.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
9 1, 2023, and shall be applicable to all taxable years beginning after December 31, ~~2022~~
10 2024.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.