

HOUSE BILL 866

Q4

3lr1578

By: **Delegate Ivey**

Introduced and read first time: February 9, 2023

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax – Exemption for Energy for Residential Use – Alteration**

3 FOR the purpose of exempting the sale of electricity, steam, or artificial or natural gas for
4 residential use in cooperative housing or apartments from the sales and use tax; and
5 generally relating to exemptions from the sales and use tax.

6 BY repealing and reenacting, with amendments,
7 Article – Tax – General
8 Section 11–207
9 Annotated Code of Maryland
10 (2022 Replacement Volume)

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

13 **Article – Tax – General**

14 11–207.

15 (a) The sales and use tax does not apply to:

16 (1) a sale of electricity, steam, or artificial or natural gas for use in
17 residential condominiums, **COOPERATIVE HOUSING, OR APARTMENTS**;

18 (2) a sale of electricity, steam, or artificial or natural gas that is delivered
19 under a residential or domestic rate schedule on file with the Public Service Commission;

20 (3) a sale of coal, firewood, heating oil, or propane gas or similar liquefied
21 gas for use in residential property that contains not more than 4 units, cooperative housing,
22 condominiums, or other similar residential living arrangements;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) a sale of electricity through 3 or more bulk meters for use in a nonprofit
2 planned retirement community of more than 2,000 housing cooperative or condominium
3 units if:

4 (i) ownership of units is restricted by age;

5 (ii) any unit is served by an individual meter; and

6 (iii) on or before July 1, 1979, at least 3 bulk meters served the
7 community; or

8 (5) a sale of electricity generated by solar energy equipment or residential
9 wind energy equipment, as defined under § 11–230 of this subtitle, for use in residential
10 property owned by an eligible customer–generator under § 7–306 of the Public Utilities
11 Article.

12 (b) The sales and use tax does not apply to a sale of wood, wood bark or residue,
13 or refuse–derived fuel used for heating purposes.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
15 1, 2023.