SENATE BILL 83

Q3 SB 130/22 – B&T (PRE–FILED) 3lr0822 CF HB 15

By: Senator Jackson

Requested: November 16, 2022

Introduced and read first time: January 11, 2023

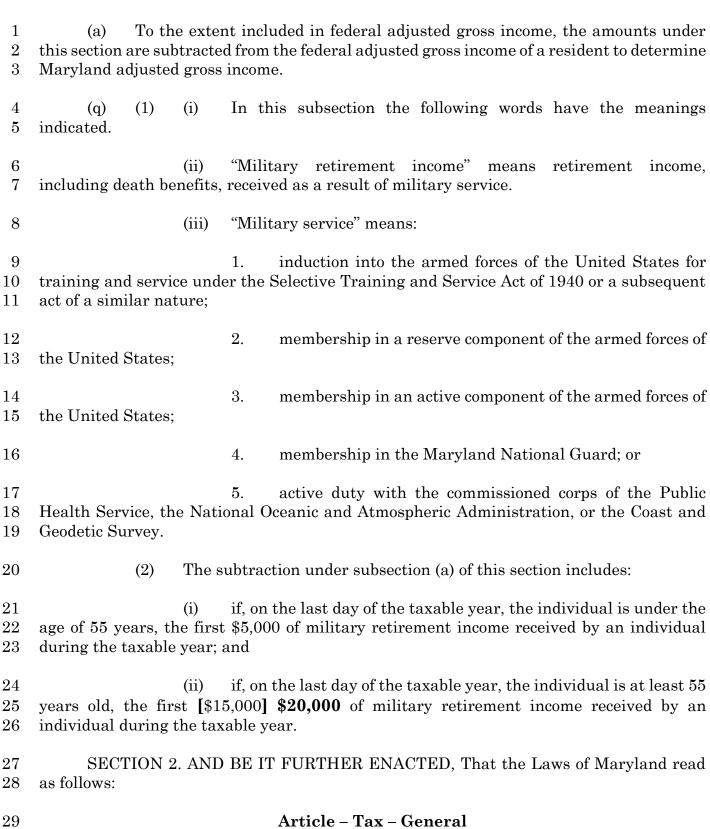
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

Income Tax Subtraction Modification – Military and Public Safety Retirement Income

- FOR the purpose of altering the amount of certain subtraction modifications under the
 Maryland income tax for individuals who are at least a certain age for certain
 retirement income received as a result of the individual's military service or
 attributable to the individual's employment as a correctional officer, a law
 enforcement officer, or a fire, rescue, or emergency services personnel; and generally
 relating to subtraction modifications under the Maryland income tax for retirement
 income.
- 11 BY repealing and reenacting, without amendments,
- 12 Article Tax General
- 13 Section 10–207(a)
- 14 Annotated Code of Maryland
- 15 (2022 Replacement Volume)
- 16 BY repealing and reenacting, with amendments.
- 17 Article Tax General
- 18 Section 10–207(q) and (mm)
- 19 Annotated Code of Maryland
- 20 (2022 Replacement Volume)
- 21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 22 That the Laws of Maryland read as follows:
- 23 Article Tax General
- 24 10–207.



10-207.30

31 To the extent included in federal adjusted gross income, the amounts under 32 this section are subtracted from the federal adjusted gross income of a resident to determine

1 Maryland adjusted gross income. 2 (mm) (1) In this subsection the following words have the meanings (i) 3 indicated. "Correctional officer" means an individual who: 4 (ii) 5 1. was employed in: a State correctional facility, as defined in § 1–101 of the 6 7 Correctional Services Article: 8 B. a local correctional facility, as defined in § 1–101 of the 9 Correctional Services Article: 10 C. a juvenile facility included in § 9-226 of the Human 11 Services Article; or 12 D. a facility of the United States that is equivalent to a State 13 or local correctional facility or a juvenile facility included in § 9–226 of the Human Services 14 Article; and 15 2.is eligible to receive retirement income attributable to the 16 individual's employment under item 1 of this subparagraph. 17 "Emergency services personnel" means emergency medical (iii) 18 technicians or paramedics. "Employee retirement system" has the meaning stated under § 19 (iv) 20 10–209(a) of this subtitle. "Public safety employee" means an individual who is a retired 2122correctional officer, law enforcement officer, or fire, rescue, or emergency services personnel 23of the United States, the State, or a political subdivision of the State. 24 [The] FOR A PUBLIC SAFETY EMPLOYEE WHO IS AT LEAST 55 25YEARS OLD ON THE LAST DAY OF THE TAXABLE YEAR, THE subtraction under subsection (a) of this section includes: 2627 FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, (I)28 2022, BUT BEFORE JANUARY 1, 2024, the first [\$15,000] \$17,500 of income RECEIVED 29 BY THE PUBLIC SAFETY EMPLOYEE from an employee retirement system that is 30 attributable to service as a public safety employee, if the income is received by an

individual who is at least 55 years old on the last day of the taxable year]; AND

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(II) FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31,

- 2023, THE FIRST \$20,000 OF INCOME RECEIVED BY THE PUBLIC SAFETY EMPLOYEE
- 2 FROM AN EMPLOYEE RETIREMENT SYSTEM THAT IS ATTRIBUTABLE TO SERVICE AS
- 3 A PUBLIC SAFETY EMPLOYEE.
- SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall be applicable to all taxable years beginning after December 31, 2022.
- 6 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 7 1, 2023.