

HOUSE BILL 250

Q3

5lr1431

(PRE-FILED)

By: **Delegate Vogel**

Requested: October 29, 2024

Introduced and read first time: January 8, 2025

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Income Tax – Credit for Firearm Safety Devices**

3 FOR the purpose of allowing a credit against the State income tax for the purchase of
4 certain firearm safety devices during the taxable year; allowing an individual to
5 carry over any excess credit to the next taxable year; and generally relating to a
6 credit against the State income tax for firearm safety devices.

7 BY adding to

8 Article – Tax – General

9 Section 10–758

10 Annotated Code of Maryland

11 (2022 Replacement Volume and 2024 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 **10–758.**

16 **(A) IN THIS SECTION, “FIREARM SAFETY DEVICE” MEANS ANY DEVICE THAT:**

17 **(1) WHEN INSTALLED ON A FIREARM, IS DESIGNED TO PREVENT THE**
18 **FIREARM FROM BEING OPERATED WITHOUT FIRST DEACTIVATING THE DEVICE; OR**

19 **(2) IS A SAFE, GUN SAFE, GUN CASE, LOCK BOX, OR OTHER DEVICE**
20 **THAT IS DESIGNED TO BE OR CAN BE USED TO STORE A FIREARM AND THAT IS**
21 **DESIGNED TO BE UNLOCKED ONLY BY MEANS OF A KEY, A COMBINATION, OR OTHER**
22 **SIMILAR MEANS.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) (1) AN INDIVIDUAL MAY CLAIM A CREDIT AGAINST THE STATE**
2 **INCOME TAX FOR THE AMOUNT PAID BY THE INDIVIDUAL TO PURCHASE A FIREARM**
3 **SAFETY DEVICE DURING THE TAXABLE YEAR IN AN AMOUNT EQUAL TO THE LESSER**
4 **OF:**

5 **(I) 100% OF THE PURCHASE PRICE FOR THE FIREARM SAFETY**
6 **DEVICE; OR**

7 **(II) \$200.**

8 **(2) FOR ANY TAXABLE YEAR, THE TAX CREDIT ALLOWED UNDER THIS**
9 **SECTION:**

10 **(I) MAY BE CLAIMED ONLY ONCE BY AN INDIVIDUAL; AND**

11 **(II) MAY NOT EXCEED THE AMOUNT STATED IN THE TAX CREDIT**
12 **CERTIFICATE ISSUED UNDER SUBSECTION (E) OF THIS SECTION.**

13 **(C) IF THE CREDIT ALLOWED UNDER THIS SECTION IN ANY TAXABLE YEAR**
14 **EXCEEDS THE STATE INCOME TAX FOR THAT TAXABLE YEAR, AN INDIVIDUAL MAY**
15 **CARRY OVER THE AMOUNT OF THE EXCESS TO THE NEXT TAXABLE YEAR.**

16 **(D) TO CLAIM THE CREDIT ALLOWED UNDER THIS SECTION, AN INDIVIDUAL**
17 **SHALL APPLY TO THE COMPTROLLER FOR A TAX CREDIT CERTIFICATE AND ATTACH**
18 **TO THE INDIVIDUAL'S INCOME TAX RETURN THE TAX CREDIT CERTIFICATE ISSUED**
19 **IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION.**

20 **(E) (1) THE COMPTROLLER SHALL:**

21 **(I) ESTABLISH A PROCESS TO VERIFY THAT AN INDIVIDUAL'S**
22 **PURCHASE IS ELIGIBLE FOR THE CREDIT ALLOWED UNDER THIS SECTION; AND**

23 **(II) ISSUE, ON A FIRST-COME, FIRST-SERVED BASIS, A TAX**
24 **CREDIT CERTIFICATE THAT STATES:**

25 **1. THE AMOUNT OF THE CREDIT THAT THE INDIVIDUAL**
26 **IS ELIGIBLE FOR; AND**

27 **2. THE TAXABLE YEAR IN WHICH THE INDIVIDUAL MAY**
28 **CLAIM THE CREDIT.**

29 **(2) (I) THE COMPTROLLER MAY NOT ISSUE AN AGGREGATE**
30 **AMOUNT OF TAX CREDIT CERTIFICATES EXCEEDING \$250,000 FOR A TAXABLE YEAR.**

1 **(II) IF AN INDIVIDUAL WHO PURCHASES A FIREARM SAFETY**
2 **DEVICE IN A TAXABLE YEAR DOES NOT RECEIVE A TAX CREDIT CERTIFICATE FOR**
3 **THAT TAXABLE YEAR AS A RESULT OF THE LIMITATION UNDER SUBPARAGRAPH (I)**
4 **OF THIS PARAGRAPH, THE COMPTROLLER MAY ISSUE A TAX CREDIT CERTIFICATE**
5 **TO THAT INDIVIDUAL FOR A SUCCEEDING TAXABLE YEAR.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
7 1, 2025, and shall be applicable to all taxable years beginning after December 31, 2024.