

HOUSE BILL 1160

Q2

5lr2941

By: **Delegate Fisher**

Introduced and read first time: February 6, 2025

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Calvert County – Personal Property Tax – Exemption**

3 FOR the purpose of exempting certain personal property from the Calvert County property
4 tax; providing that certain personal property remains subject to the Calvert County
5 property tax; providing that certain personal property that is subject to a
6 payment in lieu of taxes agreement is subject to the Calvert County property tax on
7 the termination of the agreement; and generally relating to the Calvert County
8 personal property tax.

9 BY adding to

10 Article – Tax – Property

11 Section 7–402

12 Annotated Code of Maryland

13 (2019 Replacement Volume and 2024 Supplement)

14 Preamble

15 WHEREAS, Calvert County imposes a personal property tax at a rate of \$2.23 per
16 \$100 of assessed value on businesses that purchase new equipment; and

17 WHEREAS, Calvert County businesses should not be penalized for investing in new
18 equipment and growing the economy; and

19 WHEREAS, Calvert County businesses should not be taxed on the same equipment
20 each year; and

21 WHEREAS, The purpose of this Act is to eliminate the burden the personal property
22 tax places on business investment and job creation in Calvert County; now, therefore,

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Tax – Property**7-402.**

(A) THIS SECTION APPLIES ONLY IN CALVERT COUNTY.

(B) EXCEPT AS PROVIDED IN SUBSECTIONS (C) AND (D) OF THIS SECTION, PERSONAL PROPERTY IS NOT SUBJECT TO THE COUNTY PROPERTY TAX.

(C) THE FOLLOWING PERSONAL PROPERTY IS SUBJECT TO THE COUNTY PROPERTY TAX:

(1) OPERATING PERSONAL PROPERTY OF A RAILROAD OR A PUBLIC UTILITY;

(2) PROPERTY USED TO PROVIDE A CABLE TELEVISION, DATA, OR TELECOMMUNICATIONS SERVICE, INCLUDING:

(I) ALL FIBER-OPTIC AND OTHER CABLE WIRE SYSTEMS;

(II) CELLULAR TELEPHONE TOWERS; AND

(III) WIRELESS APPURTENANCES ATTACHED TO OR INSTALLED ON CELLULAR TELEPHONE TOWERS; AND

(3) ELECTRONIC INSTANT BINGO MACHINES AUTHORIZED TO BE OPERATED UNDER § 12-308 OF THE CRIMINAL LAW ARTICLE.

(D) PERSONAL PROPERTY THAT IS EXEMPT FROM TAXATION IN ACCORDANCE WITH A PAYMENT IN LIEU OF TAXES AGREEMENT IS SUBJECT TO THE COUNTY PROPERTY TAX ON THE TERMINATION OF THE AGREEMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Section 1 of this Act shall take effect contingent on the governing body of Calvert County entering into a payment in lieu of taxes agreement with the owner of a qualified data center, as defined under § 11-239 of the Tax – General Article.

(b) Within 5 days after entering into the payment in lieu of taxes agreement described under subsection (a) of this section, the governing body of Calvert County shall forward a copy of the agreement to the Department of Legislative Services.

SECTION 3. AND BE IT FURTHER ENACTED, That:

1 (a) Section 1 of this Act shall take effect on the date that the notice provided in
2 accordance with Section 2(b) of this Act is received by the Department of Legislative
3 Services, and shall be applicable to:

4 (1) if the date on which the notice is received is before June 1 of the
5 calendar year, all taxable years beginning after June 30 of that calendar year; or

6 (2) if the date on which the notice is received is on or after June 1 of the
7 calendar year, all taxable years beginning after June 30 of the following calendar year.

8 (b) If notice of the payment in lieu of taxes agreement is not received by the
9 Department of Legislative Services on or before June 30, 2030, Section 1 of this Act, with
10 no further action required by the General Assembly, shall be null and void.

11 SECTION 4. AND BE IT FURTHER ENACTED, That, subject to Section 3 of this
12 Act, this Act shall take effect June 1, 2025.