



Letter of Support with Amendments

Senate Bill 644 – Sales and Use Tax – Certificates Indicating Multiple Points of Use – Alterations

*Budget & Taxation Committee
March 4, 2026*

What this bill does: SB644 alters the MPU certificate process to allow for “blanket” certificates that apply to all transactions with a vendor and eliminate Comptroller approval for MPU certificates.

Why this bill is important: As part of the 2025 Budget Reconciliation & Financing Act (BRFA), sales and use tax was expanded to include certain digital and IT services. To address concerns raised by companies with locations both in and out of Maryland, the BRFA included provisions for multiple points of use (MPU) certificates. MPU certificates allowed companies to proactively declare that they would be using the purchase both in and out of Maryland, relieving vendors of the obligation to collect sales tax on that transaction. The certificate holder would then be responsible for remitting use tax based on their Maryland usage.

The BRFA was signed into law on May 20, 2025, and the sales and use tax provisions (including MPU certificates) went into effect on July 1. In order to implement the BRFA’s changes by the required date, the Office of the Comptroller first created a temporary process by which businesses could request an MPU certificate for a transaction and Comptroller staff would manually review the request and issue the certificate. During this period, we collected feedback from participating businesses, and in late August we released an automated process that simplified the MPU application and automatically issued certificates in under an hour.

My office has worked closely with businesses, associations, and other partners to refine and improve the MPU certificate process since its inception. We have held numerous stakeholder meetings, conducted partner webinars, and surveyed users. While our latest process has had excellent feedback overall, some of Maryland’s larger companies have indicated that given the volume they are dealing with, obtaining an MPU certificate for each transaction is still burdensome even under the automated system.

SB644 seeks to alleviate the concern raised by Maryland’s larger businesses by removing the Comptroller approval process, making MPU certificates apply to all transactions with a vendor, and allowing certificates to be provided up to 90 days after the transaction.

While I support improving the MPU certificate process for all businesses, it is also important to ensure that the vendors who are obligated to collect sales tax under Maryland law can clearly and easily verify that they are not required to collect sales tax for a given transaction. Furthermore,



without some form of approval process, any business would be able to avoid paying sales tax by providing an MPU certificate, and my office would have very limited visibility into these transactions in order to audit and enforce that use tax in Maryland was being properly remitted. In cases where we identified that a business was misusing MPU certificates, we would also have no way to revoke a business's ability to continue issuing certificates.

The proposed amendments would provide an alternative solution that would allow businesses to issue blanket MPU certificates without removing all visibility or placing new burden on vendors. Businesses would be able to register with the Comptroller as authorized buyers with the authority to issue MPU certificates. An authorized buyer would use our automated system to issue the MPU certificate, which would apply to all future transactions. Businesses would not be required to estimate the apportionment of their Maryland usage prior to the transaction.

I would like to thank the bill sponsor, the Maryland Chamber of Commerce, and the many businesses who worked with my office closely both during our initial implementation of MPU certificates and on these amendments. My office is continuing to work with all stakeholders, and we are committed to creating a process that works for all.

I urge a favorable report on SB644, with the proposed amendments. Thank you for your consideration. If you have any questions, please reach out to Matthew Dudzic, Director of State Affairs, at MDudzic@marylandtaxes.gov.

Proposed Amendments

AMENDMENT NO. 1

On page 1, in line 3, strike “providing that” and substitute “authorizing”; in line 4, after “tax,” insert “a buyer to issue”; in line 5, strike “shall be deemed fully completed”; in line 6, after “circumstances” insert “and subject to certain limitations”; strike beginning with “providing” in line 6 down through “retroactively;” in line 13 and substitute “providing for the application for and denial, renewal, and revocation of an authorization for a buyer to issue multiple points of use certificates; providing for the validity and rescission of multiple points of use certificates; requiring an authorized buyer to provide and a vendor to verify a multiple points of use certificate in a certain manner;”; strike in their entirety lines 15 through 19, inclusive; and in line 22, strike “11-403(e)” and substitute “11-403(a) and (e)”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“(3) “AUTHORIZED BUYER” MEANS A BUYER AUTHORIZED BY THE COMPTROLLER TO ISSUE TO A VENDOR A MULTIPLE POINTS OF USE CERTIFICATE.”;

in lines 6, 8, and 15, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively; after line 16, insert:

“(E) (1) SUBJECT TO THE LIMITATIONS OF THIS SECTION, A BUYER MAY ISSUE A MULTIPLE POINTS OF USE CERTIFICATE IF:

(I) THE BUYER REGISTERS WITH THE COMPTROLLER FOR A SALES AND USE TAX ACCOUNT; AND

(II) FOLLOWING REGISTRATION IN ACCORDANCE WITH ITEM (I) OF THIS PARAGRAPH, THE BUYER REQUESTS AND OBTAINS AUTHORIZATION FROM THE COMPTROLLER TO ISSUE A MULTIPLE POINTS OF USE CERTIFICATE.

(2) AN AUTHORIZATION TO ISSUE A MULTIPLE POINTS OF USE CERTIFICATE SHALL BE VALID FOR A PERIOD OF 2 YEARS UNLESS REVOKED BY THE COMPTROLLER UNDER PARAGRAPH (5) OF THIS SUBSECTION.

- (3) A BUYER MAY APPLY TO THE COMPTROLLER FOR A RENEWAL OF THE AUTHORIZATION TO ISSUE A MULTIPLE POINTS OF USE CERTIFICATE NO MORE THAN 60 DAYS BEFORE THE EXPIRATION OF THE CURRENT AUTHORIZATION.
- (4) THE COMPTROLLER MAY DENY A BUYER'S REQUEST FOR AUTHORIZATION OR RENEWAL OF AN AUTHORIZATION TO ISSUE A MULTIPLE POINTS OF USE CERTIFICATE FOR REASONABLE CAUSE, INCLUDING THE BUYER'S FRAUD, GROSS NEGLIGENCE, MISUSE OF A MULTIPLE POINTS OF USE CERTIFICATE, OR DELINQUENCY IN THE PAYMENT OF UNDISPUTED SALES AND USE TAX.
- (5) ON WRITTEN NOTICE TO A BUYER, THE COMPTROLLER MAY REVOKE THE BUYER'S AUTHORIZATION TO ISSUE A MULTIPLE POINTS OF USE CERTIFICATE FOR REASONABLE CAUSE, INCLUDING THE BUYER'S FRAUD, GROSS NEGLIGENCE, MISUSE OF A MULTIPLE POINTS OF USE CERTIFICATE, OR DELINQUENCY IN THE PAYMENT OF UNDISPUTED SALES AND USE TAX.
- (6) IF THE COMPTROLLER REVOKES A BUYER'S AUTHORIZATION IN ACCORDANCE WITH PARAGRAPH (5) OF THIS SUBSECTION, THE BUYER SHALL PROVIDE THE COMPTROLLER A LIST OF ALL VENDORS TO WHOM THE BUYER ISSUED MULTIPLE POINTS OF USE CERTIFICATES.”;

in line 17, strike “(e)” and substitute “(F)”; in the same line, strike “A” and substitute “AN AUTHORIZED”; and in line 28, after “at” insert “OR BEFORE”.

On pages 2 and 3, strike in their entirety the lines beginning with line 29 on page 2 through line 11 on page 3, inclusive, and substitute:

“(2) A MULTIPLE POINTS OF USE CERTIFICATE PROVIDED TO A VENDOR IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION SHALL REMAIN IN EFFECT FOR ALL FUTURE PURCHASES FROM THE VENDOR UNTIL:

- (I) THE MULTIPLE POINTS OF USE CERTIFICATE EXPIRES;

(II) THE AUTHORIZED BUYER RESCINDS THE MULTIPLE POINTS OF USE CERTIFICATE; OR

(III) THE VENDOR KNOWS OR SHOULD KNOW THAT THE BUYER'S AUTHORIZATION TO ISSUE MULTIPLE POINTS OF USE CERTIFICATES HAS BEEN REVOKED.”.

On page 3, in line 12, strike “(4)” and substitute “(3)”; in the same line, strike “fully completed certificate indicating” and substitute “PROPERLY PRODUCED AND ISSUED”; in line 13, after “use” insert “CERTIFICATE”; in line 14, after “Comptroller” insert “FOR THE PERIOD AUTHORIZED ON THE MULTIPLE POINTS OF USE CERTIFICATE,”; in the same line, strike “(6)” and substitute “(7)”; strike in their entirety lines 16 through 28, inclusive, and substitute:

(Over)

“(4) AN AUTHORIZED BUYER MAY RESCIND A MULTIPLE POINTS OF USE CERTIFICATE ISSUED TO A VENDOR.

(5) A VENDOR WHO HAS RECEIVED NOTICE THAT A BUYER HAS RESCINDED A MULTIPLE POINTS OF USE CERTIFICATE IS RESPONSIBLE FOR COLLECTING THE TAX ON SALES MADE TO THE BUYER AFTER THE DATE OF RECISSION.”;

in line 29, strike “(5)” and substitute “(6)”; in the same line, after “The” insert “AUTHORIZED”; strike beginning with “delivering” in line 29 down through the first “use” in line 30; and in line 32, after “State” insert “TO DETERMINE THE APPLICABLE TAX DUE”.

On page 4, in lines 1, 17, and 23, strike “(6)”, “(7)”, and “(8)”, respectively, and substitute “(7)”, “(8)”, and “(9)”, respectively; strike beginning with “on” in line 1 down through “determined” in line 2 and substitute “USED TO DETERMINE THE

APPLICABLE TAX DUE IS”; in line 23, strike “(I)”; in the same line, strike “certificate indicating”; in the same line, after “use” insert “CERTIFICATE”; strike in their entirety lines 25 through 31, inclusive, and substitute:

“(10) AN AUTHORIZED BUYER SHALL PRODUCE A MULTIPLE POINTS OF USE CERTIFICATE IN THE FORM AND MANNER REQUIRED BY THE COMPTROLLER FOR EACH VENDOR FROM WHICH THE VENDOR INTENDS TO MAKE PURCHASES SUBJECT TO A MULTIPLE POINTS OF USE CERTIFICATE.

(11) IN ORDER TO PRODUCE A MULTIPLE POINTS OF USE CERTIFICATE, AN AUTHORIZED BUYER SHALL PROVIDE THE FOLLOWING INFORMATION:

(I) THE NAME OF THE BUYER;

(II) THE ADDRESS OF THE BUYER;

(III) THE MARYLAND COMBINED REGISTRATION NUMBER OF THE BUYER;

(IV) THE NAME OF THE VENDOR;

(V) THE ADDRESS OF THE VENDOR;

(VI) A STATEMENT AFFIRMING THAT ALL PURCHASES BY THE AUTHORIZED BUYER FROM THE VENDOR WILL HAVE MULTIPLE POINTS OF USE UNLESS THE AUTHORIZED BUYER OTHERWISE NOTIFIES THE VENDOR; AND

(VII) ANY OTHER INFORMATION THAT THE COMPTROLLER REQUIRES.

(12) WHEN AN AUTHORIZED BUYER WHO HAS PROVIDED A VENDOR WITH A MULTIPLE POINTS OF USE CERTIFICATE REASONABLY ANTICIPATES THAT A PURCHASE FROM THAT VENDOR WILL BE USED IN THE STATE AND NOT OUTSIDE

OF THE STATE, THE AUTHORIZED BUYER SHALL:

(I) NOTIFY THE VENDOR THAT THE SALE IS NOT SUBJECT TO THE MULTIPLE POINTS OF USE CERTIFICATE; AND

(II) PAY THE SALES TAX ON THAT PURCHASE TO THE VENDOR AT THE TIME OF THE SALE.

(13) A VENDOR WHO RECEIVES A MULTIPLE POINTS OF USE CERTIFICATE FROM AN AUTHORIZED BUYER SHALL, ON RECEIPT, VERIFY THE AUTHENTICITY OF THE CERTIFICATE IN THE MANNER PRESCRIBED BY THE COMPTROLLER.”;

and in line 32, strike “3.” and substitute “2.”.