

HOUSE BILL 666

Q4

3lr0432

By: Delegates Hogan, Aumann, Boteler, Bromwell, Cane, Cardin, Clagett, DeBoy, Eckardt, Elliott, Frush, George, Glass, Glenn, Guzzone, Haddaway-Riccio, Hershey, Hough, Jacobs, K. Kelly, Lafferty, McComas, McDermott, McDonough, O'Donnell, Olszewski, Otto, Ready, B. Robinson, Schulz, Smigiel, Sophocleus, Vitale, Walker, A. Washington, M. Washington, Wilson, and Wood

Introduced and read first time: February 1, 2013

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax – Tax-Free Week – School Supplies**

3 FOR the purpose of altering a certain sales and use tax exemption to include certain
4 school supplies, subject to certain limitations; defining certain terms; and
5 generally relating to the designation of a certain annual sales tax-free week in
6 the State.

7 BY repealing and reenacting, with amendments,
8 Article – Tax – General
9 Section 11–228
10 Annotated Code of Maryland
11 (2010 Replacement Volume and 2012 Supplement)

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

14 **Article – Tax – General**

15 11–228.

16 (a) **(1)** In this section[, “accessory items”] **THE FOLLOWING WORDS**
17 **HAVE THE MEANINGS INDICATED.**

18 **(2)** **“ACCESSORY ITEMS”** includes jewelry, watches, watchbands,
19 handbags, handkerchiefs, umbrellas, scarves, ties, headbands, and belt buckles.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) “SCHOOL SUPPLY” MEANS ANY ITEM, INCLUDING**
2 **ELECTRONIC DEVICES, PURCHASED FOR USE IN THE CLASSROOM, FOR SCHOOL**
3 **WORK COMPLETED IN SCHOOL, OR FOR ANY SCHOOL ACTIVITY.**

4 (b) (1) Beginning in calendar year 2010, the 7-day period from the second
5 Sunday in August through the following Saturday shall be a tax-free period for
6 back-to-school shopping in Maryland during which the exemption under paragraph
7 (2) of this subsection shall apply.

8 (2) During the tax-free period for back-to-school shopping established
9 under paragraph (1) of this subsection, the sales and use tax does not apply to the sale
10 of:

11 **(I)** any item of clothing or footwear, excluding accessory items,
12 if the taxable price of the item of clothing or footwear is \$100 or less; **OR**

13 **(II)** **ANY SCHOOL SUPPLY, IF THE TAXABLE PRICE OF THE**
14 **ITEM IS \$100 OR LESS.**

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 July 1, 2013.