

# HOUSE BILL 1337

Q4  
HB 544/16 – W&M

7lr0538

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By: **Delegates Long, Bromwell, Ciliberti, Clark, Cluster, Folden, Grammer, Hornberger, Kittleman, Malone, McComas, Metzgar, W. Miller, Reilly, Rose, Shoemaker, West, and P. Young**

Introduced and read first time: February 10, 2017

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax – Tax-Free Periods – University and College Textbooks**

3 FOR the purpose of designating certain periods each year to be tax-free periods during  
4 which an exemption from the sales and use tax is provided for the sale of certain  
5 textbooks purchased by certain individuals; defining a certain term; and generally  
6 relating to sales and use tax-free periods for the sale of university and college  
7 textbooks.

8 BY adding to

9 Article – Tax – General

10 Section 11–233

11 Annotated Code of Maryland

12 (2010 Replacement Volume and 2016 Supplement)

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

15 **Article – Tax – General**

16 **11–233.**

17 **(A) IN THIS SECTION, “TEXTBOOK” MEANS A BOOK:**

18 **(1) WRITTEN, DESIGNED, AND PRODUCED FOR EDUCATIONAL,**  
19 **INSTRUCTIONAL, OR PEDAGOGICAL PURPOSES; AND**

20 **(2) REQUIRED FOR A COURSE AT A COMMUNITY COLLEGE**  
21 **ESTABLISHED UNDER TITLE 16 OF THE EDUCATION ARTICLE, A PRIVATE**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 NONPROFIT INSTITUTION OF HIGHER EDUCATION AS DEFINED IN § 10-101(K) OF  
2 THE EDUCATION ARTICLE, A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION AS  
3 DEFINED IN § 10-101(M) OF THE EDUCATION ARTICLE, OR A REGIONAL HIGHER  
4 EDUCATION CENTER AS DEFINED IN § 10-101(N) OF THE EDUCATION ARTICLE.

5 (B) (1) BEGINNING IN CALENDAR YEAR 2017, THE 14-DAY PERIOD  
6 BEGINNING WITH THE LAST 7 DAYS OF AUGUST AND CONTINUING THROUGH THE  
7 FIRST 7 DAYS OF SEPTEMBER SHALL BE A TAX-FREE PERIOD FOR  
8 RETURN-TO-SCHOOL SHOPPING IN MARYLAND DURING WHICH THE EXEMPTION  
9 UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL APPLY.

10 (2) BEGINNING IN CALENDAR YEAR 2018, IN ADDITION TO THE  
11 TAX-FREE PERIOD ESTABLISHED IN PARAGRAPH (1) OF THIS SUBSECTION, THE  
12 LAST 14 DAYS OF JANUARY SHALL BE A TAX-FREE PERIOD FOR  
13 RETURN-TO-SCHOOL SHOPPING IN MARYLAND DURING WHICH THE EXEMPTION  
14 UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL APPLY.

15 (3) DURING THE TAX-FREE PERIODS FOR RETURN-TO-SCHOOL  
16 SHOPPING ESTABLISHED UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION,  
17 THE SALES AND USE TAX DOES NOT APPLY TO THE SALE OF A TEXTBOOK THAT IS  
18 PURCHASED BY A FULL-TIME OR PART-TIME STUDENT ENROLLED AT A COMMUNITY  
19 COLLEGE ESTABLISHED UNDER TITLE 16 OF THE EDUCATION ARTICLE, A PRIVATE  
20 NONPROFIT INSTITUTION OF HIGHER EDUCATION AS DEFINED IN § 10-101(K) OF  
21 THE EDUCATION ARTICLE, A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION AS  
22 DEFINED IN § 10-101(M) OF THE EDUCATION ARTICLE, OR A REGIONAL HIGHER  
23 EDUCATION CENTER AS DEFINED IN § 10-101(N) OF THE EDUCATION ARTICLE.

24 (C) AN INDIVIDUAL MAY ESTABLISH FULL-TIME OR PART-TIME STUDENT  
25 STATUS BY PRODUCING A VALID STUDENT IDENTIFICATION CARD AT THE TIME OF  
26 PURCHASE OF THE TEXTBOOK.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
28 1, 2017.