Q1 3lr1537

By: Delegates Feldmark, Ebersole, Hill, D. Jones, Lehman, Ruth, Shetty, and Smith

Introduced and read first time: January 27, 2023

Assigned to: Ways and Means

A BILL ENTITLED

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1	AN ACT	concerning
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2 Property Tax – Statewide Optional Credit for Homeowners Who Have Suffered a Hardship

- 4 FOR the purpose of authorizing the Mayor and City Council of Baltimore City or the governing body of a county or municipal corporation to grant, by law, a property tax 5 6 credit against the county or municipal corporation property tax imposed on a 7 dwelling that is owned by a homeowner whose combined gross income exceeds a 8 certain amount if the homeowner demonstrates certain criteria, including that the 9 homeowner suffered a certain hardship; repealing as redundant a provision of law 10 authorizing the same property tax credit in Baltimore County; and generally relating 11 to a statewide optional property tax credit for homeowners who have suffered a hardship. 12
- 13 BY repealing
- 14 Article Tax Property
- 15 Section 9–305(h)
- 16 Annotated Code of Maryland
- 17 (2019 Replacement Volume and 2022 Supplement)
- 18 BY renumbering
- 19 Article Tax Property
- 20 Section 9–305(i)
- 21 to be Section 9–305(h)
- 22 Annotated Code of Maryland
- 23 (2019 Replacement Volume and 2022 Supplement)
- 24 BY adding to
- 25 Article Tax Property
- 26 Section 9–268
- 27 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (2019 Replacement Volume and 2022 Supplement)
- 2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 3 That Section(s) 9–305(h) of Article Tax Property of the Annotated Code of Maryland be
- 4 repealed.
- 5 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 9–305(i) of Article
- 6 Tax Property of the Annotated Code of Maryland be renumbered to be Section(s)
- 7 9–305(h).
- 8 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
- 9 as follows:
- 10 Article Tax Property
- 11 **9–268.**
- 12 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
- 13 INDICATED.
- 14 (2) "COMBINED INCOME" HAS THE MEANING STATED IN § 9–104 OF
- 15 THIS TITLE.
- 16 (3) "DWELLING" HAS THE MEANING STATED IN § 9–104 OF THIS
- 17 TITLE.
- 18 (4) "HARDSHIP" MEANS:
- 19 (I) AN ILLNESS OR ACCIDENT-RELATED INJURY OF A
- 20 HOMEOWNER OR A MEMBER OF THE HOMEOWNER'S IMMEDIATE FAMILY; OR
- 21 (II) A PROPERTY CASUALTY EVENT AT THE HOMEOWNER'S
- 22 DWELLING.
- 23 (5) "HOMEOWNER" HAS THE MEANING STATED IN § 9–104 OF THIS
- 24 **TITLE.**
- 25 (B) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE
- 26 GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY GRANT, BY LAW,
- 27 A PROPERTY TAX CREDIT AGAINST THE COUNTY OR MUNICIPAL CORPORATION
- 28 PROPERTY TAX IMPOSED ON A DWELLING THAT IS OWNED BY A HOMEOWNER WHOSE
- 29 COMBINED INCOME EXCEEDS \$60,000 IF THE HOMEOWNER DEMONSTRATES THAT:
- 30 (1) THE HOMEOWNER WAS DENIED THE PROPERTY TAX CREDIT
- 31 UNDER § 9–104 OF THIS TITLE FOR HAVING A COMBINED INCOME THAT EXCEEDS

1 \$60,000;

- 2 (2) THE HOMEOWNER SUFFERED A HARDSHIP IN THE CALENDAR
- 3 YEAR THAT PRECEDES THE YEAR IN WHICH THE HOMEOWNER APPLIES FOR THE
- 4 CREDIT:
- 5 (3) THE HOMEOWNER PAID OR INCURRED EXPENSES RELATING TO
- 6 THE HARDSHIP THAT RESULTED IN SIGNIFICANT FINANCIAL DISTRESS FOR THE
- 7 HOMEOWNER; AND
- 8 (4) THE HOMEOWNER'S COMBINED INCOME WOULD NOT HAVE
- 9 EXCEEDED \$60,000 IF NOT FOR EXPENSES RELATED TO THE HARDSHIP.
- 10 (C) THE HOMEOWNER SHALL INCLUDE, IN THE FORM REQUIRED BY THE
- 11 MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE GOVERNING BODY OF THE
- 12 COUNTY OR MUNICIPAL CORPORATION, AN ITEMIZED LIST OF ALL SOURCES OF
- 13 INCOME AND EXPENSES OF THE HOMEOWNER, INCLUDING EXPENSES RELATED TO
- 14 THE HARDSHIP.
- 15 (D) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE
- 16 GOVERNING BODY OF THE COUNTY OR MUNICIPAL CORPORATION MAY ESTABLISH,
- 17 **BY LAW:**
- 18 (1) THE AMOUNT AND DURATION OF THE TAX CREDIT;
- 19 (2) ADDITIONAL ELIGIBILITY CRITERIA FOR THE TAX CREDIT;
- 20 (3) REGULATIONS AND PROCEDURES FOR THE APPLICATION AND
- 21 UNIFORM PROCESSING OF REQUESTS FOR THE TAX CREDIT; AND
- 22 (4) ANY OTHER PROVISION NECESSARY TO CARRY OUT THE TAX
- 23 CREDIT.
- SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect June
- 25 1, 2023, and shall be applicable to all taxable years beginning after June 30, 2023.