

SENATE BILL 131

Q2

(PRE-FILED)

5lr0664
CF HB 598

By: ~~Senator Simonaire~~ **Senators Simonaire, Gile, Henson, Lam, and Rosapepe**

Requested: June 14, 2024

Introduced and read first time: January 8, 2025

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 11, 2025

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Property Tax Credit – Supermarkets**

3 FOR the purpose of authorizing the governing body of Anne Arundel County or a municipal
4 corporation in Anne Arundel County to grant, by law, a property tax credit against
5 the personal property tax imposed on personal property of a supermarket that
6 completes certain construction and is located in a certain food desert retail incentive
7 area; requiring the governing body of Anne Arundel County or a municipal
8 corporation in Anne Arundel County to designate what constitutes a food desert
9 retail incentive area for purposes of the tax credit; and generally relating to a
10 personal property tax credit for supermarkets in Anne Arundel County.

11 BY adding to
12 Article – Tax – Property
13 Section 9–303(b)(8)
14 Annotated Code of Maryland
15 (2019 Replacement Volume and 2024 Supplement)

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

18 **Article – Tax – Property**

19 9–303.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(b) (8) (i) 1. IN THIS PARAGRAPH THE FOLLOWING WORDS HAVE
THE MEANINGS INDICATED.

2. "ELIGIBLE CONSTRUCTION" MEANS CONSTRUCTION
OF A NEW SUPERMARKET OR ANY SUBSTANTIAL RENOVATION OF AN EXISTING
SUPERMARKET.

3. "SUPERMARKET" MEANS A GROCERY STORE THAT
HAS:

A. ALL MAJOR FOOD DEPARTMENTS, INCLUDING
PRODUCE, MEAT, SEAFOOD, DAIRY, AND CANNED AND PACKAGED GOODS;

B. MORE THAN 50% OF TOTAL SALES DERIVED FROM
FOOD SALES; AND

C. MORE THAN 50% OF TOTAL FLOOR SPACE DEDICATED
TO FOOD SALES.

(ii) THE GOVERNING BODY OF ANNE ARUNDEL COUNTY OR OF
A MUNICIPAL CORPORATION IN ANNE ARUNDEL COUNTY MAY GRANT, BY LAW, A
PROPERTY TAX CREDIT UNDER THIS PARAGRAPH AGAINST THE COUNTY OR
MUNICIPAL CORPORATION PERSONAL PROPERTY TAX IMPOSED ON PERSONAL
PROPERTY THAT IS OWNED BY A SUPERMARKET THAT:

1. COMPLETES ELIGIBLE CONSTRUCTION; AND

2. IS LOCATED IN A FOOD DESERT RETAIL INCENTIVE
AREA.

(iii) THE GOVERNING BODY OF ANNE ARUNDEL COUNTY OR OF
A MUNICIPAL CORPORATION IN ANNE ARUNDEL COUNTY SHALL, BY LAW,
DESIGNATE WHAT CONSTITUTES A FOOD DESERT RETAIL INCENTIVE AREA FOR
PURPOSES OF THE TAX CREDIT UNDER THIS PARAGRAPH.

(iv) A PROPERTY TAX CREDIT GRANTED UNDER THIS
PARAGRAPH FOR A TAXABLE YEAR MAY NOT EXCEED THE AMOUNT OF PROPERTY
TAX IMPOSED ON THE PERSONAL PROPERTY OF A SUPERMARKET IN THAT YEAR.

(v) THE GOVERNING BODY OF ANNE ARUNDEL COUNTY OR OF
A MUNICIPAL CORPORATION IN ANNE ARUNDEL COUNTY MAY ESTABLISH, BY LAW:

1. LIMITS ON THE CUMULATIVE AMOUNT OF PROPERTY
TAX CREDITS GRANTED UNDER THIS PARAGRAPH;

1 2. ADDITIONAL LIMITATIONS ON THE AMOUNT OF THE
2 CREDIT;

3 3. ADDITIONAL ELIGIBILITY REQUIREMENTS FOR
4 SUPERMARKETS TO QUALIFY FOR THE TAX CREDIT UNDER THIS PARAGRAPH;

5 4. ADDITIONAL CRITERIA FOR WHAT CONSTITUTES
6 ELIGIBLE CONSTRUCTION THAT MAY QUALIFY A SUPERMARKET FOR THE TAX
7 CREDIT UNDER THIS PARAGRAPH; AND

8 5. ANY OTHER PROVISIONS NECESSARY TO CARRY OUT
9 THIS PARAGRAPH.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
11 1, 2025, and shall be applicable to all taxable years beginning after June 30, 2025.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.