

2-516.

THE FOUNDATION SHALL PROVIDE ITS APPROVAL OR DISAPPROVAL OF AN APPLICATION BY A COUNTY FOR CERTIFICATION UNDER § 5-408 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

Article – Tax – Property

13-306.

(a) (1) Except in Montgomery County AND EXCEPT AS PROVIDED IN SUBSECTION (A-1) OF THIS SECTION FOR A CERTIFIED COUNTY, each county collector shall remit from a special account to the Comptroller, as the Comptroller specifies:

(i) the revenue from the agricultural transfer tax that is attributable to the taxation of instruments of writing that transfer title to parcels of land that are entirely woodland; and

(ii) two-thirds of the balance of revenue from the agricultural land transfer tax that remains after the remittance under item (i) of this paragraph.

(2) In Montgomery County, if § 52-21 (d) (1979) of the Montgomery County Code is in effect or a transfer tax substantially similar to that provision is in effect, the collector for Montgomery County shall remit to the Comptroller:

(i) the revenue from the agricultural transfer tax that is attributable to the taxation of instruments of writing that transfer title to parcels of land that are entirely woodland; and

(ii) one-third of the balance of revenue from the agricultural transfer tax that remains after the remittance under item (i) of this paragraph.

(3) The Comptroller shall deposit:

(i) up to \$200,000 annually of the revenue remitted under paragraphs (1)(i) and (2)(i) of this subsection OR SUBSECTION (A-1) OF THIS SECTION into the Woodland Incentives Fund established in § 5-307 of the Natural Resources Article; and

(ii) the revenue in excess of \$200,000 annually remitted under paragraphs (1)(i) and (2)(i) of this subsection OR SUBSECTION (A-1)(1) OF THIS SECTION and the revenue remitted under paragraphs (1)(ii) and (2)(ii) OF THIS SUBSECTION OR SUBSECTION (A-1)(2) OF THIS SECTION into the Maryland Agricultural Land Preservation Fund to be used for the purposes stated in § 2-505 of the Agriculture Article.

(A-1) IF A COUNTY IS CERTIFIED BY THE OFFICE OF PLANNING AND THE MARYLAND AGRICULTURAL LAND PRESERVATION FOUNDATION UNDER § 5-408 OF THE STATE FINANCE AND PROCUREMENT ARTICLE AS HAVING ESTABLISHED AN EFFECTIVE COUNTY AGRICULTURAL LAND