

sub-title "What Shall Be Taxed and Where", and to enact in lieu thereof a new Section 8(15), to stand in the place and stead of the section so repealed; to repeal Section 29 (h) of said Article, sub-title "Rate of Tax;" to repeal Section 127 of said Article, sub-title "Gross Receipts Tax", and to enact in lieu thereof a new Section 127, to stand in the place and stead of the section so repealed; revising certain provisions printed in the 1951 Code and purportedly applicable to the gross receipts tax by reason of amendments contained in Chapter 965 of 1945 and Chapter 677 of 1947, which Acts never became effective because of the non-occurrence of certain contingencies contained therein.

WHEREAS, Chapter 965 of the Acts of 1945 and Chapter 677 of the Acts of 1947 were passed to amend the tax laws of this State with particular reference to the gross receipts tax; and

WHEREAS, in Section 9 of Chapter 965 of 1945 and in Section 8 of Chapter 677 of the Acts of 1947, there were certain contingencies provided, with the further provision that the said acts should not become effective unless these contingencies occurred; and

WHEREAS, neither of the contingencies occurred, so that as a matter of fact neither the Act of 1945 nor the Act of 1947 became effective, thereby making it desirable to have the provisions of the Code conform to the actual facts and to read as originally provided by Chapter 488 of the Acts of 1943; now therefore

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 8 (15) of Article 81 of the Annotated Code of Maryland (1951 Edition), title "Revenue and Taxes", sub-title "What Shall Be Taxed and Where", be and it is hereby repealed and that a new Section 8 (15) be and it is hereby enacted in lieu thereof, to stand in the place and stead of section so repealed and that Section 127 of said Article, sub-title "Gross Receipts Tax", be and it is hereby repealed and that a new Section 127 be and it is hereby enacted in lieu thereof, to stand in the place and stead of the section so repealed, and to read as follows:*

8.

*(15). Shares of stock in railroad, express or transportation, parlor car and sleeping car companies which are subject to taxation under Section 128 upon their operating revenues within this State; and (from State taxes only) the operating property of such companies when the revenues therefrom within this State are subject to taxation under Section 128.*

*127. The phrases "gross receipts", "total receipts", "gross earnings", "total earnings" and "all earnings", as used in Sections 128 to 132, inclusive, mean in the case of railroads and other public service corporations, the operating revenues thereof, without any deductions or credits of any kind whatsoever. When any public service corporation is engaged in more than one class of business and one or more classes thereof is business not subject to the gross receipts tax or subject thereto at different rates, the operating revenues of the class or classes of business subject to such tax at different rates shall be reported separately and taxed at the rate or rates applicable to such class or classes of business. This section shall not*