

the final determination of the same, be increased or decreased as affecting an "estate" the transfer of any part whereof is taxable hereunder subsequent to the payment of the "Maryland estate tax," the said "Maryland estate tax" imposed shall be changed accordingly. Any additional "Maryland estate tax" shall be payable at the same time or times at which the additional "federal estate tax" is payable and shall bear interest thereon at the rate of [6%] NINE PERCENT per annum from [fifteen] 15 months after the date of death of the "decedent" to the date of payment of such additional "Maryland estate tax." The rate of interest shall be reduced to agree with a reduced federal interest rate. In the event that there shall be a decrease in [said] THE "federal estate tax," [said] THE "executor" shall file with the Comptroller of the State of Maryland an affidavit in such form as is prescribed by [said] THE Comptroller. [Said] THE Comptroller shall thereupon cause to be paid to [said] THE "executor" the amount of refund found to be due, together with interest thereon at the rate of [six per centum (6%)] NINE PERCENT PER ANNUM from the date of payment of the "Maryland estate tax." Refund shall be paid by the Comptroller because of payment of Maryland inheritance taxes subsequent to the payment or payments of the "Maryland estate tax" or because of demonstrable error in the "Maryland estate tax return" but such refunds shall not be subject to the payment of interest by the Comptroller. A claim for refund of Maryland estate tax shall be filed within three [(3)] years after the event which causes the refund to become due, provided that no interest will be due on any such claim which has not been filed within one [(1)] year after such event.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1975.

Approved April 8, 1975.

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CHAPTER 138

(Senate Bill 552)

AN ACT concerning

Tobacco Tax - Interest.

FOR the purpose of increasing the interest rate applicable on assessments of tobacco tax on sales of unstamped cigarettes and sales which were not