

~~GROSS-VALUE-IS-THE-AMOUNT-RECEIVED-OR-RECEIVABLE-DURING--THE-REPORTING--PERIOD--REDUCED--BY-THE-AMOUNT-PAID-OR-PAYABLE-TO-THE-TAXPAYER-ACTUALLY-SEVERING-THE-COAL-~~

~~(5)--IF-COAL-SEVERED-WITHIN-THE-TAXING-COUNTY--IS-PURCHASED-FOR-THE-PURPOSE-OF-PROCESSING-AND-CONSUMPTION,--THE-GROSS--VALUE--IS--THE-FAIR-MARKET-VALUE-OF-PROCESSED-COAL-OF-SIMILAR-GRADE-AND-QUALITY-REDUCED--BY--THE--AMOUNT--PAID--OR-PAYABLE-TO-THE-TAXPAYER-ACTUALLY-SEVERING-THE-COAL-~~

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(A) (1) THE GOVERNING BODY OF A-TAXING GARRETT AND ANY CODE COUNTY MAY SHALL, FOR THE TAXABLE YEAR BEGINNING JULY 1, 1981, AND EVERY TAXABLE YEAR THEREAFTER, LEVY A TAX UPON EVERY PERSON EXERCISING THE PRIVILEGE, WITHIN THE COUNTY, OF ENGAGING IN OR CONTINUING IN THE BUSINESS OF SELLING, TRANSFERRING, SEVERING, REDUCING-TO-POSSESSION, OR PRODUCING FOR-SALE, PROFIT, OR COMMERCIAL-USE, COAL-SURFACE-MINED--IN-THE-COUNTY, SEVERING COAL BY THE SURFACE MINING METHOD.

(2) THE TAX SHALL BE BASED-ON-A-PERCENT-OF-THE-VALUE-OF-THE-GROSS-PROCEEDS-DERIVED-FROM-THE-SALE-OF-COAL-AS-DETERMINED-UNDER-THIS-SUBTITLE, BUT-MAY-NOT-EXCEED-5-PERCENT-OF-THE-VALUE-OF-THE-COAL. 35 CENTS FOR EACH TON OF SURFACE MINED COAL IN THE COUNTY AND SHALL BE INCREASED ANNUALLY-BY 5-CENTS-PER-TON-THROUGH--THE--TAXABLE--YEARS--1981-1982--AND 1982-1983 BY 5 CENTS ON JULY 1, 1982.

~~(B)--IF--THE-GOVERNING-BODY-OF-A-TAXING-COUNTY-LEVIES-A-TAX-UNDER-THIS--SUBTITLE,--THE--GOVERNING--BODY--MAY--EXEMPT-TAXPAYERS-FROM-THE-TAX-TO-THE-EXTENT-THAT-THE-TAXPAYERS-SELL-COAL--MINED--IN--THE--TAXING-COUNTY-FOR-USE-OR-RESALE-IN-THE-TAXING-COUNTY-~~

(B) (1) THE GOVERNING BODY MAY SHALL, AS OF JULY 1, 1981, EXEMPT FROM ANY COUNTY TAX PERSONAL PROPERTY USED PRIMARILY IN SURFACE MINING RELATED ACTIVITIES AND OWNED BY PERSONS SUBJECT TO THE TAX LEVIED UNDER THIS SECTION. SURFACE MINING RELATED ACTIVITIES DO NOT INCLUDE INCLUDE THE ACTIVITIES OF ANY COAL WASHING PREPARATION COAL PLANT.

(2) NOTWITHSTANDING THE EXEMPTION OF ANY PROPERTY FROM COUNTY TAXATION UNDER THIS SUBSECTION, THE PROPERTY EXEMPTED IN ANY COUNTY SHALL CONTINUE TO BE INCLUDED IN THE ASSESSABLE BASE OF THE COUNTY FOR THE PURPOSES OF ANY OTHER LAW, INCLUDING, WITHOUT LIMITATION, STATE AID FOR EDUCATION AND STATE AID FOR POLICE PROTECTION.

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~~(A)--IF--A--TAXING--COUNTY--LEVIES--A--TAX--UNDER--THIS-SUBTITLE,--THE-REPORTING-PROVISIONS-OF-THIS-SECTION-APPLY-~~

~~(B)--(1)--ANY-PERSON-ENGAGED-IN-THE-BUSINESS-OF-SELLING, TRANSFERRING, SEVERING, REDUCING-TO-POSSESSION, OR PRODUCING FOR--SALE,--PROFIT,--OR-COMMERCIAL-USE, COAL-SURFACE-MINED-IN~~