

(A) THE TAXES IMPOSED ON INSTRUMENTS OF CONVEYANCE OF PROPERTY OR TRANSFER OF TITLE TO PROPERTY BY SECTIONS 277 AND 278A OF THIS ARTICLE, AND BY THE TRANSFER TAXES OF THE COUNTIES AND THE CITY OF BALTIMORE, ARE APPLICABLE TO THE TRANSACTIONS DESCRIBED IN SUBSECTIONS (B) AND (C) OF THIS SECTION, EXCEPT AS PROVIDED IN SUBSECTION (E).

(B) THE TAXES REFERRED TO IN SUBSECTION (A) APPLY TO WRITTEN INSTRUMENTS CONVEYING THE REAL PROPERTY OF A CORPORATION TO ITS SHAREHOLDERS ON THE LIQUIDATION, DISSOLUTION, OR TERMINATION OF THAT CORPORATION.

(C) THE TAXES REFERRED TO IN SUBSECTION (A) APPLY TO WRITTEN INSTRUMENTS CONVEYING THE REAL PROPERTY OF A PARTNERSHIP TO ITS PARTNERS ON THE LIQUIDATION, DISSOLUTION, TERMINATION OR WINDING UP OF THE AFFAIRS OF THAT PARTNERSHIP.

(D) IN DETERMINING THE AMOUNT OF CONSIDERATION ON WHICH THE TAXES ARE TO BE BASED, ~~THE ASSESSED VALUATION OF THE PROPERTY INVOLVED SHALL BE USED IN CALCULATING~~ THE FULL CASH VALUE OF THE PROPERTY AS DETERMINED BY THE DEPARTMENT AT THE LAST DATE OF FINALITY SHALL BE USED.

(E) A TRANSACTION DESCRIBED IN SUBSECTIONS (B) AND (C) MAY NOT BE TAXED TO THE EXTENT THAT:

(1) PROPERTY IS CONVEYED TO A PERSON WHO WAS AN ORIGINAL SHAREHOLDER OR PARTNER OF THE ENTITY INVOLVED;

(2) PROPERTY IS CONVEYED TO A DIRECT DESCENDANT OR RELATIVE WITHIN 2 DEGREES OF A PERSON WHO WAS AN ORIGINAL SHAREHOLDER OR PARTNER OF THE ENTITY INVOLVED; OR

(3) PROPERTY IS CONVEYED TO A PERSON WHO ACQUIRED THE STATUS OF SHAREHOLDER OR PARTNER BY GIFT OR DEVISE FROM AN ORIGINAL SHAREHOLDER OR PARTNER OF THE ENTITY INVOLVED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.

Approved June 1, 1982.

CHAPTER 814

(Senate Bill 752)

AN ACT concerning

Creation of a State Debt - Frederick County Jail Loan of 1982