

certain circumstances; and generally relating to eligibility for the homestead property tax credit.

BY ~~adding to~~ repealing and reenacting, with amendments,

Article - Tax - Property

Section ~~1-306~~ 9-105(d)

Annotated Code of Maryland

(2001 Replacement Volume and 2004 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Tax - Property

~~1-306.~~

~~UNLESS OTHERWISE PROVIDED IN THIS ARTICLE, A TRANSFER OF PROPERTY IS DEEMED TO OCCUR ON THE DATE THAT AN EXECUTED DEED IS RECORDED.~~

~~9-105.~~

(d) (1) The Department shall authorize and the State, a county, or a municipal corporation shall grant a property tax credit under this section for a taxable year unless during the previous taxable year:

(i) the dwelling was transferred for consideration to new ownership;

(ii) the value of the dwelling was increased due to a change in the zoning classification of the dwelling initiated or requested by the homeowner or anyone having an interest in the property;

(iii) the use of the dwelling was changed substantially; or

(iv) the assessment of the dwelling was clearly erroneous due to an error in calculation or measurement of improvements on the real property.

(2) A homeowner must actually reside in the dwelling by July 1 of the taxable year for which the property tax credit under this section is to be allowed.

(3) A homeowner may claim a property tax credit under this section for only 1 dwelling.

(4) If a property tax credit under this section is less than \$1 in any taxable year, the tax credit may not be granted.

(5) (1) IF THE DWELLING WAS TRANSFERRED FOR CONSIDERATION TO NEW OWNERSHIP ON OR AFTER JANUARY 1 BUT BEFORE THE BEGINNING OF THE NEXT TAXABLE YEAR AND THE PROPERTY HAS NOT BEEN TRANSFERRED ON THE ASSESSMENT ROLLS PRIOR TO THE BEGINNING OF THE NEXT TAXABLE YEAR: