

(B) RETENTION AND EXAMINATION.

A WHOLESALER SHALL:

(1) KEEP THE RECORDS REQUIRED UNDER SUBSECTION (A) OF THIS SECTION FOR A PERIOD OF 6 YEARS OR FOR A SHORTER PERIOD THAT THE COMPTROLLER AUTHORIZES; AND

(2) ALLOW THE COMPTROLLER TO EXAMINE THE RECORDS.

REVISOR'S NOTE: This section is new language derived without substantive change from the fifth sentence and items (5) and (6) of the fourth sentence of former Art. 81, § 449, the first sentence and the first clause of the second sentence of § 450, and the first clause of the second sentence of § 451.

In subsections (a) and (b) of this section, the defined term "wholesaler" is substituted for the former references to "[e]very distributor", "[e]ach distributor", and "[a]ny distributor in the State of Maryland", for clarity. For a discussion of the substitution of the word "wholesaler" for a former reference to a "distributor", see the General Revisor's Note to Subtitle 1 of this title.

In subsection (a)(3) of this section, the reference to a sale "for resale outside of the State" is substituted for the former references to a sale to an "out-of-state wholesaler or retailer for resale by such person to out-of-state consumers", for clarity and brevity.

Subsection (b)(1) of this section is revised so that the Comptroller may authorize a shorter period of retention for records kept in accordance with subsection (a)(3) -- as well as subsection (a)(1) and (2) of this section -- since there seemed to be no reason for a distinction as to those records. Similarly, subsection (b)(2) of this section is revised to allow examination of those records.

Former Art. 81, § 449, as it related to records of licensed wholesalers and licensed subwholesalers and record retention, now appears in Art. 56, § 626.

Former Art. 81, § 454, which related to records of a common carrier, now appears in Art. 56, § 625.

Defined terms: "Cigarette" § 12-101
 "Comptroller" § 1-101 "Sell" § 12-101
 "Tax stamp" § 12-101 "Wholesaler" § 12-201

SUBTITLE 3. TAX PAYMENT.