

(A) IN GENERAL.

EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, IF A CLAIM FOR REFUND UNDER § 13-901(A)(1) OR (2) OR (D)(1) OF THIS TITLE IS APPROVED, THE TAX COLLECTOR SHALL PAY INTEREST ON THE REFUND FROM THE DATE ON WHICH THE TAX, INTEREST, OR PENALTY WAS PAID TO THE DATE THE REFUND IS PAID.

(B) EXCEPTIONS.

A TAX COLLECTOR MAY NOT PAY INTEREST ON A REFUND IF THE CLAIM FOR REFUND IS:

(1) BASED ON:

(I) AN ERROR OR MISTAKE OF THE CLAIMANT NOT ATTRIBUTABLE TO THE STATE OR A UNIT OF THE STATE GOVERNMENT;

(II) WITHHOLDING EXCESS INCOME TAX;

(III) AN OVERPAYMENT OF ESTIMATED FINANCIAL INSTITUTION FRANCHISE TAX OR ESTIMATED INCOME TAX; OR

(IV) AN OVERPAYMENT OF MARYLAND ESTATE TAX BASED ON AN INHERITANCE TAX PAYMENT MADE AFTER PAYMENT OF MARYLAND ESTATE TAX; OR

(2) MADE FOR MARYLAND ESTATE TAX MORE THAN 1 YEAR AFTER THE EVENT ON WHICH THE CLAIM IS BASED.

(C) WHEN INTEREST BEGINS ON FINANCIAL INSTITUTION FRANCHISE, INCOME, AND SALES AND USE TAX REFUNDS.

SUBJECT TO THE LIMITATIONS IN SUBSECTION (B) OF THIS SECTION, IF A CLAIM FOR REFUND OF FINANCIAL INSTITUTION FRANCHISE TAX, INCOME TAX, OR SALES AND USE TAX IS APPROVED, THE TAX COLLECTOR SHALL PAY INTEREST ON THE REFUND FROM THE 45TH DAY AFTER THE CLAIM IS FILED IN THE MANNER REQUIRED UNDER SUBTITLE 9 OF THIS TITLE TO THE DATE ON WHICH THE REFUND IS PAID.

(D) APPLICABILITY.

THIS SECTION DOES NOT APPLY TO:

(1) THE ALCOHOLIC BEVERAGE TAX;

(2) THE MOTOR CARRIER TAX; AND

(3) THE TOBACCO TAX.

REVISOR'S NOTE: Subsections (a) and (b) of this section are new language derived without substantive change from the second clause of the second sentence of former Art. 56, § 151A(d), the fourth and fifth sentences and the second clause of the sixth sentence of former Art.