

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2001, and shall be applicable to all decedents dying on or after July 1, 2000.  
Approved May 15, 2001.

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**CHAPTER 367**

**(Senate Bill 251)**

AN ACT concerning

**~~Charles County~~ - Property Tax Credits - Electricity Generation Facilities - Effect on State Aid**

FOR the purpose of providing that certain ~~property~~ machinery and equipment granted certain tax credits for certain purposes may not be treated as taxable personal property for purposes of calculating the payment of certain State aid; providing for the application of this Act; defining certain terms; and generally relating to the treatment of certain property granted certain property tax credits for purposes of calculating the payment of certain State aid.

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

Article - Tax - Property

Section ~~9-310(d)~~ 9-239

Annotated Code of Maryland

(1994 Replacement Volume and 2000 Supplement)

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

**Article - Tax - Property**

~~9-310.~~

~~(d) (1) The governing body of Charles County may grant to new businesses locating in the county a county property tax credit for machinery and equipment used in manufacturing, assembling, processing, or refining products for sale or for new facilities in the generation of electricity and may define, fix, or limit the amount, terms, scope, and duration of any credit provided for or affirmed under this subsection.~~

~~(2) TO THE EXTENT THAT A TAX CREDIT IS GRANTED UNDER THIS SUBSECTION FOR MACHINERY AND EQUIPMENT THAT IS USED IN THE GENERATION OF ELECTRICITY FOR A NEW FACILITY THAT IS PERMITTED BY THE MARYLAND PUBLIC SERVICE COMMISSION PRIOR TO JUNE 1, 2002, THE PROPERTY MAY NOT BE TREATED AS TAXABLE PERSONAL PROPERTY FOR THE PURPOSE OF COMPUTING ANY PAYMENTS OF STATE AID TO EDUCATION UNDER § 5-202 OF THE EDUCATION ARTICLE OR OTHER PAYMENTS OF STATE AID TO COUNTIES OR MUNICIPAL CORPORATIONS THAT BY LAW ARE BASED ON THE ASSESSMENT OF PROPERTY.~~