

to support certain costs for certain State health facilities; explaining the intent of the General Assembly; clarifying the method of computation of the sales and use tax; providing for the effective date of this Act; requiring certain reports; and generally relating to a certain exemption under the sales and use tax and a supplementary appropriation.

BY repealing and reenacting, with amendments,

Article - Tax - General

Section 11-221(a)

Annotated Code of Maryland

(1988 Volume and 1990 Supplement)

Preamble

WHEREAS, The General Assembly believes that adequate care should be provided to patients in State health facilities; and

WHEREAS, The General Assembly further believes that staffing levels at State health facilities should be sufficient to protect and nourish the health and welfare of the patients and residents; and

WHEREAS, The Health Care Financing Administration conducts surveys of health facilities in order to be certified for federal fund support; and

WHEREAS, Maryland State health facilities may be in danger of losing or failing to attain Health Care Financing Administration certification or State licensure due to inadequate staffing levels; and

WHEREAS, It is the intent of the General Assembly that funds and State positions be provided to retain certification and to work toward certification at those facilities currently not eligible for federal fund support; now, therefore,

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

Article - Tax - General

11-221.

(a) The sales and use tax does not apply to:

(1) a sale of an admission by a person whose gross receipts from the sale are subject to the admissions and amusement tax;

[(2) a sale of cigarettes on which the tobacco tax is paid;]

[(3)] (2) a sale of a communication service rendered by a person whose charge for a communication service is or would be subject to the federal excise tax as described in § 4251 of the Internal Revenue Code in effect on July 1, 1979;

[(4)] (3) a sale of a motor fuel that is subject to the motor fuel tax or the motor carrier tax;