Article – Tax – General

11–601.

(c) Personal liability for the sales and use tax and for the interest and penalties of the tax extends to:

(1) a buyer [or any officer of a corporate buyer] for tax that the buyer does not pay to:

(i) the vendor as required in § 11–403 of this title; or

(ii) the Comptroller as required by regulation; [and]

(2) a vendor [or any officer of a corporate vendor] for tax that the vendor does not:

(i) collect from the buyer as required in § 11–403 of this title; or

(ii) pay to the Comptroller as required in subsection (b) of this section; AND

(3) IF THE BUYER OR VENDOR LIABLE UNDER ITEM (1) OR (2) OF THIS SUBSECTION IS A CORPORATION:

(I) THE PRESIDENT, VICE PRESIDENT, OR TREASURER OF THE CORPORATION; *AND*

(II) ANY OFFICER OF THE CORPORATION WHO~~:~~

~~1.~~ DIRECTLY OR INDIRECTLY OWNS ~~A MAJORITY~~ MORE THAN 20% OF THE STOCK OF THE CORPORATION. ~~; OR~~

~~2. EXERCISES DIRECT CONTROL OVER ITS FISCAL MANAGEMENT; AND~~

~~(III) ANY AGENT OF THE CORPORATION WHO HAS RESPONSIBILITY TO COLLECT OR PAY THE SALES AND USE TAX.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1992.

Approved May 26, 1992.