

consideration transferred by the corporation, JOINT-STOCK company, [or] partnership, OR LIMITED LIABILITY COMPANY in exchange for the tangible personal property to determine whether the transfer is made:

(i) principally in consideration for the issuance of stock of a corporation or joint-stock company; [or]

(ii) only as a contribution to the capital of a partnership or in consideration for a partnership interest; OR

(III) ONLY AS A CAPITAL CONTRIBUTION TO A LIMITED LIABILITY COMPANY OR IN CONSIDERATION FOR AN INTEREST IN A LIMITED LIABILITY COMPANY.

11-601.

(a) A buyer who fails to pay the sales and use tax to the vendor for any purchase or use subject to the tax as required in § 11-403 of this title or who is required by regulation to file a return for a purchase or use subject to the tax shall pay the sales and use tax on that purchase or use with the return that covers the period in which the buyer makes that purchase or use.

(b) (1) A vendor who makes a sale subject to the sales and use tax shall pay the sales and use tax that the vendor collects for that sale with the return that covers the period in which the vendor makes that sale.

(2) A vendor who, under a direct payment permit, makes a purchase or use subject to the sales and use tax shall pay the sales and use tax for that purchase or use with the return that covers the period in which the vendor makes that purchase or use.

(3) A vendor who makes a sale subject to the sales and use tax under a prepayment authorization or through a vending machine shall pay the sales and use tax on that sale with the return that covers the period in which the vendor makes that sale.

(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.