

~~of in water powerboats and sailboats, which typically provide recreational dollars and tax revenue to the local and State economies; and~~

~~WHEREAS, The Marine Industries Economic Development Task Force in 1996 identified barriers that limit Maryland's competitiveness with other states and made recommendations to modify the vessel excise tax; and~~

~~WHEREAS, The General Assembly determines that this legislation is necessary to improve the economic, market, and legislative environments for Maryland's recreational boating industry to be competitive with other jurisdictions; now, therefore;~~

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

Article - Natural Resources

8-716.

(a) (1) In this section the following words have the meanings indicated.

(2) "Fair market value" means:

(i) As to the sale of any vessel by a licensed dealer, the total purchase price, as certified by the dealer ON A FORM ACCEPTABLE TO THE DEPARTMENT, LESS THE VALUE OF ANY VESSEL THAT IS TRADED IN AS PART OF THE CONSIDERATION FOR THE SALE AND TO WHICH THE DEALER TAKES TITLE, WHICH MAY BE DETERMINED BY USING WHICH TRADE-IN VALUE MAY NOT EXCEED THE VALUE FOR THE TRADE-IN VESSEL AS SHOWN IN A NATIONAL PUBLICATION OF USED VESSEL VALUES ADOPTED BY THE DEPARTMENT;

(ii) As to any other vessel that is sold by any person other than a licensed dealer, the greater of:

1. The total purchase price; or
2. \$100; or

(iii) As to any other vessel that is sold by any person other than a licensed dealer, either:

1. The total purchase price, if verified by means of a certified bill of sale approved by the Department, in which the actual price paid for the vessel is stated; or

2. The valuation shown in a national publication of used vessel values adopted by the Department if a certified bill of sale does not accompany the application.

(3) "Used principally in this State" means that this State is the State of principal use as defined in § 8-701(n) of this subtitle, except that in calculating where the vessel is used or used most, a vessel is not considered to be in use for any period of time that it is held for maintenance or repair for 30 consecutive days or more.