

~~(H)~~ (3) "ACQUISITION YEAR" MEANS THE TAXABLE YEAR IN WHICH AN ACQUIRED DWELLING WAS ACQUIRED FOR PUBLIC USE BY THE STATE OR A POLITICAL SUBDIVISION OR INSTRUMENTALITY OF THE STATE.

~~(V)~~ (4) "AWARDED COMPENSATION" MEANS THE AMOUNT AWARDED TO THE DISPLACED HOMEOWNER FROM THE ACQUIRING AGENCY WHEN THE STATE OR A POLITICAL SUBDIVISION OR INSTRUMENTALITY OF THE STATE TOOK POSSESSION OF THE ACQUIRED DWELLING BY NEGOTIATION OR CONDEMNATION.

~~(W)~~ (5) "DISPLACED HOMEOWNER" MEANS AN INDIVIDUAL WHOSE LEGAL INTEREST IN A DWELLING WAS TERMINATED THROUGH EITHER NEGOTIATION OR CONDEMNATION IN EXCHANGE FOR AWARDED COMPENSATION.

~~(VI)~~ (6) "REPLACEMENT DWELLING" MEANS A DWELLING THAT IS:

~~1~~ (I) PURCHASED BY A DISPLACED HOMEOWNER WITHIN 2 TAXABLE YEARS IMMEDIATELY FOLLOWING THE ACQUISITION YEAR; AND

~~2~~ (II) IS INTENDED TO BE USED AS THE PRINCIPAL RESIDENCE OF THE DISPLACED HOMEOWNER.

~~(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, AN INSTRUMENT OF WRITING THAT TRANSFERS TITLE TO IMPROVED RESIDENTIAL REAL PROPERTY TO A DISPLACED HOMEOWNER IS NOT SUBJECT TO THE RECORDATION TAX IF THE IMPROVED RESIDENTIAL REAL PROPERTY CONVEYED TO THE DISPLACED HOMEOWNER QUALIFIES AS A REPLACEMENT DWELLING.~~

~~(3) TO THE EXTENT THAT THE DISPLACED HOMEOWNER'S RESPONSIBILITY FOR THE RECORDATION TAX EXCEEDS THE AMOUNT OF RECORDATION TAX THAT WOULD BE IMPOSED ON 125% OF THE AWARDED COMPENSATION, THE DISPLACED HOMEOWNER SHOULD PAY THE EXCESS.~~

(B) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE GOVERNING BODY OF A COUNTY MAY EXEMPT, BY LAW, FROM THE RECORDATION TAX AN INSTRUMENT OF WRITING THAT TRANSFERS TITLE TO IMPROVED RESIDENTIAL REAL PROPERTY TO A DISPLACED HOMEOWNER IF THE IMPROVED RESIDENTIAL REAL PROPERTY CONVEYED TO THE DISPLACED HOMEOWNER QUALIFIES AS A REPLACEMENT DWELLING.