

SENATE BILL 510

Q4

1lr0334

By: **Senator Simonaire**

Introduced and read first time: January 22, 2021

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Sales and Use Tax – Tax-Free Period for Back-to-School Shopping – Sale of**
3 **Sewing Items**

4 FOR the purpose of altering a certain sales and use tax exemption to include certain sewing
5 items with a taxable price that is less than a certain amount; defining a certain term;
6 and generally relating to the annual sales and use tax exemption period for
7 back-to-school shopping in the State.

8 BY repealing and reenacting, with amendments,
9 Article – Tax – General
10 Section 11–228
11 Annotated Code of Maryland
12 (2016 Replacement Volume and 2020 Supplement)

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

15 **Article – Tax – General**

16 11–228.

17 (a) **(1)** In this section[, “accessory items”] **THE FOLLOWING WORDS HAVE**
18 **THE MEANINGS INDICATED.**

19 **(2)** **“ACCESSORY ITEMS”** includes jewelry, watches, watchbands,
20 handbags, handkerchiefs, umbrellas, scarves, ties, headbands, and belt buckles.

21 **(3) (1)** **“SEWING ITEM” MEANS ANY MATERIAL USED TO MAKE**
22 **CLOTHING.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(II) “SEWING ITEM” INCLUDES FABRIC, THREAD, ZIPPERS, BIAS**
2 **TAPE, AND ELASTIC.**

3 **(III) “SEWING ITEM” DOES NOT INCLUDE SEWING MACHINES OR**
4 **SEWING TOOLS, SUCH AS PINS, PIN CUSHIONS, SCISSORS, AND NEEDLES.**

5 (b) (1) Beginning in calendar year 2010, the 7-day period from the second
6 Sunday in August through the following Saturday shall be a tax-free period for
7 back-to-school shopping in Maryland during which the exemption under paragraph (2) of
8 this subsection shall apply.

9 (2) During the tax-free period for back-to-school shopping established
10 under paragraph (1) of this subsection, the sales and use tax does not apply to:

11 (i) the sale of any item of clothing or footwear, excluding accessory
12 items, if the taxable price of the item of clothing or footwear is \$100 or less; [or]

13 (ii) the first \$40 of the taxable price of any backpack or bookbag; **OR**

14 **(III) THE SALE OF ANY SEWING ITEM, IF THE TAXABLE PRICE OF**
15 **THE ITEM IS \$100 OR LESS.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2021.