

BY repealing and reenacting, without amendments,

Article - Tax - General

Section ~~11-407~~ and 11-601(b)

Annotated Code of Maryland

(1988 Volume and 1992 Supplement)

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

**Article - Tax - General**

11-407. . .

~~(a) (1) A vendor licensed under Subtitle 7 of this title may submit to the Comptroller an application for authority to make direct payment, to the Comptroller, of the sales and use tax due on a purchase by that vendor.~~

~~(2) If the Comptroller approves the application, the Comptroller may issue to the applicant a permit to evidence the direct payment authority.~~

~~(A) (1) ON OR AFTER JULY 1, 1993, THE COMPTROLLER MAY NOT:~~

~~(i) GRANT THE AUTHORITY TO MAKE DIRECT PAYMENT, TO THE COMPTROLLER, OF SALES AND USE TAX DUE ON PURCHASES BY A VENDOR; OR~~

~~(ii) ISSUE PERMITS EVIDENCING SUCH AUTHORITY.~~

~~(2) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (1) OF THIS SUBSECTION, THE COMPTROLLER MAY CONTINUE TO ADMINISTER DIRECT PAYMENT PERMITS ISSUED TO VENDORS BEFORE JULY 1, 1993.~~

(3) The Comptroller may:

(i) ~~issue~~ ALLOW THE USE OF the permit subject to reasonable and necessary terms and conditions; and

(ii) revoke the direct payment permit at any time for cause.

(b) A vendor who receives evidence that the buyer has a direct payment permit is discharged from:

(1) the duty to collect the sales and use tax; and

(2) the liability for the sales and use tax.

11-601.

(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.