

SENATE BILL 151

Q3
SB 104/25 – B&T

6lr1450

(PRE-FILED)

By: Senator Folden

Requested: October 29, 2025

Introduced and read first time: January 14, 2026

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

Income Tax – Credit for Individuals Residing With and Caring for Elderly Parents

4 FOR the purpose of allowing a credit against the State income tax for an individual who
5 resides with and provides care for a certain elderly parent during the taxable year
6 under certain circumstances; making the credit refundable; and generally relating
7 to a State income tax credit for individuals who reside with and provide care for
8 elderly parents.

9 BY adding to

Article – Tax – General

Section 10–758

Annotated Code of Maryland

(2022 Replacement Volume and 2025 Supplement)

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

Article – Tax – General

17 10-758.

(A) IN THIS SECTION, "PARENT" MEANS AN INDIVIDUAL AT LEAST 70 YEARS OLD WHO IS A BIOLOGICAL OR ADOPTIVE PARENT OF AN INDIVIDUAL.

20 (B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, AN INDIVIDUAL MAY
21 CLAIM A CREDIT AGAINST THE STATE INCOME TAX IN AN AMOUNT EQUAL TO \$3,000
22 IF THE INDIVIDUAL:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) RESIDES IN THE SAME PRINCIPAL RESIDENCE AS THE
2 INDIVIDUAL'S PARENT FOR AT LEAST 6 MONTHS DURING THE TAXABLE YEAR;

3 (2) PROVIDES CARE FOR THE PARENT;

4 (3) IS NOT A DEPENDENT OF ANOTHER TAXPAYER; AND

5 (4) SUBJECT TO SUBSECTION (D) OF THIS SECTION, HAS FEDERAL
6 ADJUSTED GROSS INCOME THAT DOES NOT EXCEED:

7 (I) \$92,000 FOR AN INDIVIDUAL TAX RETURN; OR

8 (II) \$143,000 FOR A JOINT TAX RETURN.

9 (C) (1) AN INDIVIDUAL MAY CLAIM A CREDIT UNDER THIS SECTION FOR
10 MORE THAN ONE PARENT.

11 (2) THE CREDIT ALLOWED UNDER THIS SECTION MAY NOT BE
12 CLAIMED BY MULTIPLE INDIVIDUALS IN THE SAME HOUSEHOLD WITH RESPECT TO
13 THE SAME PARENT.

14 (3) IF THE CREDIT ALLOWED UNDER THIS SECTION IN ANY TAXABLE
15 YEAR EXCEEDS THE STATE INCOME TAX FOR THAT TAXABLE YEAR, THE INDIVIDUAL
16 MAY CLAIM A REFUND IN THE AMOUNT OF THE EXCESS.

17 (D) (1) FOR EACH TAXABLE YEAR BEGINNING AFTER DECEMBER 31,
18 2025, THE MAXIMUM INCOME THRESHOLDS UNDER SUBSECTION (B) OF THIS
19 SECTION SHALL BE INCREASED BY AN AMOUNT EQUAL TO THE PRODUCT OF THE
20 MAXIMUM INCOME THRESHOLDS AND COST-OF-LIVING ADJUSTMENT SPECIFIED IN
21 THIS SUBSECTION.

22 (2) FOR PURPOSES OF THIS SUBSECTION, THE COST-OF-LIVING
23 ADJUSTMENT IS THE COST-OF-LIVING ADJUSTMENT WITHIN THE MEANING OF §
24 1(F)(3) OF THE INTERNAL REVENUE CODE FOR THE CALENDAR YEAR IN WHICH A
25 TAXABLE YEAR BEGINS, AS DETERMINED BY THE COMPTROLLER, BY SUBSTITUTING
26 "CALENDAR YEAR 2018" FOR "CALENDAR YEAR 2016" IN § 1(F)(3)(A) OF THE
27 INTERNAL REVENUE CODE.

28 (3) IF ANY INCREASE DETERMINED UNDER PARAGRAPH (1) OF THIS
29 SUBSECTION IS NOT A MULTIPLE OF \$50, THE INCREASE SHALL BE ROUNDED DOWN
30 TO THE NEXT LOWEST MULTIPLE OF \$50.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
32 1, 2026, and shall be applicable to all taxable years beginning after December 31, 2025.