

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1

(EMERGENCY)

2

FIRST REGULAR SESSION

3

4

ONE HUNDRED AND ELEVENTH LEGISLATURE

5

6

Legislative Document

No. 102

7

8

H.P. 117

House of Representatives, January 5, 1983

9

Reference to the Committee on Taxation suggested and ordered printed.

10

EDWIN H. PERT, Clerk

11

Presented by Representative Carrier of Westbrook.

12

13

STATE OF MAINE

14

15

IN THE YEAR OF OUR LORD

16

NINETEEN HUNDRED AND EIGHTY-THREE

17

18

AN ACT to Increase the Tax on Fire
Insurance Premiums.

19

20

21

Emergency preamble. Whereas, Acts of the Legis-
lature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

22

23

24

Whereas, the fire prevention tax funds the State
Fire Marshal's office; and

25

26

Whereas, the tax paid by fire and casualty insur-
ance companies licensed in Maine is not enough to
fund this office; and

27

28

29

Whereas, legislation is vitally needed to
increase this tax which will allow the State Fire
Marshal's office to continue to operate; and

30

31

1 Whereas, in the judgment of the Legislature,
2 these facts create an emergency within the meaning of
3 the Constitution of Maine and require the following
4 legislation as immediately necessary for the preser-
5 vation of the public peace, health and safety; now,
6 therefore,

7 Be it enacted by the People of the State of Maine as
8 follows:

9 25 MRSA §2399, 2nd ¶, as amended by PL 1981, c.
10 456, Pt. A, §§89 and 90, is amended to read:

11 Every fire insurance company or association which
12 does business or collects premiums or assessments in
13 the State shall pay to the State Tax Assessor, in ad-
14 dition to the taxes now imposed by law to be paid by
15 ~~such~~ those companies or associations, ~~3/4~~ .95 of 1%
16 of the gross direct premiums for fire risks written
17 in the State, less the amount of all direct return
18 premiums thereon and all dividends paid to policy-
19 holders on direct fire premiums. ~~Such That~~ that tax shall
20 be paid at the same time and under the same condi-
21 tions as provided for insurance premium taxes as
22 specified in Title 36, section 2521-A. The State Tax
23 Assessor shall pay over all receipts from ~~such that~~
24 tax to the Treasurer of State daily. These funds
25 shall be used to defray the expenses incurred by the
26 Commissioner of Public Safety in administering all
27 fire preventive and investigative laws, rules and
28 regulations and in educating the public in fire
29 safety and are appropriated for ~~such those~~ those purposes
30 and to carry out the administration and duties of the
31 Office of State Fire Marshal. These funds shall also
32 be used to defray the expenses of the fire service
33 training program as established in Title 20, chapter
34 315.

35 **Emergency clause.** In view of the emergency cited
36 in the preamble, this Act shall take effect when
37 approved.

38 STATEMENT OF FACT

39 This bill increases the fire prevention tax paid
40 by the fire and casualty insurance companies licensed

1 in Maine and produces additional revenues estimated
2 at \$200,000 to fund the State Fire Marshal's office
3 and fire services training.

4

0475122782