

# MAINE STATE LEGISLATURE

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# 123rd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2007

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Legislative Document

No. 936

H.P. 711

House of Representatives, March 1, 2007

### An Act To Protect the Housing Opportunities for Maine Fund

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Reference to the Committee on Taxation suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative BRYANT of Windham.  
Cosponsored by Senator BRYANT of Oxford and  
Representatives: CONOVER of Oakland, CRAVEN of Lewiston, GROSE of Woolwich,  
HASKELL of Portland, HOGAN of Old Orchard Beach, JACOBSEN of Waterboro, PINEAU  
of Jay, SIMPSON of Auburn.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 36 MRSA §4641-B, sub-§4**, as amended by PL 2005, c. 644, §4, is  
3 further amended to read:

4 **4. Distribution of State's share of proceeds.** The State Tax Assessor shall pay all  
5 net receipts received pursuant to this section to the Treasurer of State, and shall at the  
6 same time provide the Treasurer of State with documentation showing the amount of  
7 revenues derived from the tax imposed by section 4641-A, subsection 1 and the amount  
8 of revenues derived from the tax imposed by section 4641-A, subsection 2. The  
9 Treasurer of State shall credit 1/2 of the revenues derived from the tax imposed by  
10 section 4641-A, subsection 1 to the General Fund and shall monthly pay the remaining  
11 1/2 of such revenues to the Maine State Housing Authority, which shall deposit the funds  
12 in the Housing Opportunities for Maine Fund created in Title 30-A, section 4853; ~~except~~  
13 ~~that in fiscal year 2003-04, fiscal year 2004-05 and fiscal year 2005-06, \$7,500,000 of the~~  
14 ~~remaining 1/2 of those revenues must be transferred to the General Fund before any~~  
15 ~~payments are made to the Maine State Housing Authority and in fiscal year 2006-07,~~  
16 ~~\$7,687,067 of the remaining 1/2 of those revenues must be transferred to the General~~  
17 ~~Fund before any payments are made to the Maine State Housing Authority. Neither the~~  
18 ~~Governor nor the Legislature may divert the revenues payable to the Housing~~  
19 ~~Opportunities for Maine Fund to any other fund or for any other use. Any proposal to~~  
20 ~~enact or amend a law to allow distribution of less than 1/2 of the revenues derived from~~  
21 ~~the tax imposed by section 4641-A, subsection 1 to the Housing Opportunities for Maine~~  
22 ~~Fund must be submitted to the Legislative Council and to the joint standing committee of~~  
23 ~~the Legislature having jurisdiction over affordable housing matters at least 30 days prior~~  
24 ~~to any vote or public hearing on the proposal.~~ The Treasurer of State shall credit to the  
25 General Fund all of the revenues derived from the tax imposed by section 4641-A,  
26 subsection 2.

27

#### SUMMARY

28 This bill provides language to further protect the Housing Opportunities for Maine  
29 Fund.