

MAINE STATE LEGISLATURE

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132nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2025

Legislative Document

No. 1809

H.P. 1210

House of Representatives, April 29, 2025

An Act to Further Stabilize Highway Fund Revenue

Received by the Clerk of the House on April 25, 2025. Referred to the Committee on Transportation pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script, reading "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative ANKELES of Brunswick.
Cosponsored by Representatives: EATON of Deer Isle, MONTELL of Gardiner, RAY of Lincolnville.

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

2 **Sec. 1. 23 MRSA §1973, sub-§4, ¶C** is enacted to read:

3 C. The authority shall impose a toll surcharge of \$1 on any noncommercial passenger
4 vehicle not registered in this State, in addition to any toll such a vehicle is required to
5 pay. All toll surcharges collected pursuant to this paragraph must be deposited in the
6 Highway Fund.

7 **Sec. 2. 29-A MRSA §501, sub-§1-A** is enacted to read:

8 **1-A. Electric vehicles.** In addition to any other fee imposed pursuant to this section,
9 the annual fee for a battery electric vehicle is \$200 and the annual fee for a plug-in hybrid
10 electric vehicle is \$100. Notwithstanding any provision of law to the contrary, all fees
11 collected pursuant to this subsection must be deposited in the Highway Fund.

12 As used in this subsection, "battery electric vehicle" has the same meaning as in Title 35-A,
13 section 10126, subsection 1, paragraph A, and "plug-in hybrid electric vehicle" has the
14 same meaning as in Title 35-A, section 10126, subsection 1, paragraph D.

15 **Sec. 3. 36 MRSA §1766** is enacted to read:

16 **§1766. Delivery fee**

17 A person required to register as a seller pursuant to section 1754-B, including a
18 marketplace facilitator or marketplace seller, is required to impose and collect a delivery
19 fee as required by this section.

20 **1. Persons subject.** A person who buys and has delivered, either by the seller or
21 through the use of a 3rd party, at least \$100 of tangible personal property that is subject to
22 sales tax pursuant to section 1811 is required to pay a delivery fee of 50 cents per delivery.
23 For purposes of this subsection, a delivery fee must be imposed for each separate delivery.

24 **2. Collection and remittance.** A delivery fee required pursuant to this section must
25 be imposed by the seller at the time of sale on the buyer and remitted by the seller in the
26 same manner and at the same time as the sales tax collected on that purchase. The seller
27 shall indicate on the monthly report filed pursuant to section 1951-A, subsection 1 the total
28 amount of delivery fees collected.

29 **3. Not taxable.** A delivery fee imposed pursuant to this section is not subject to sales
30 tax.

31 **4. Revenue from delivery fee.** The assessor shall remit all delivery fee revenue
32 collected pursuant to subsection 2 to the Highway Fund.

33 **SUMMARY**

34 This bill provides 3 additional sources of revenue for the Highway Fund:

35 1. A \$1 surcharge imposed by the Maine Turnpike Authority on any noncommercial
36 passenger vehicle that uses the turnpike and is not registered in this State;

37 2. An annual registration fee of \$200 imposed on the registration of battery electric
38 vehicles and \$100 imposed on plug-in hybrid electric vehicles; and

39 3. A delivery fee of 50 cents per delivery imposed and collected at the time of a sale of
40 at least \$100 of tangible personal property tax that is subject to sales tax.

1 All revenue from the surcharge, registration fee and delivery charge is required to be
2 deposited in the Highway Fund.