

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-SECOND LEGISLATURE

H. P. 1261

H. D. 496

In House of Representatives, March 31, 1925.

Reported by Mr. Curtis of Brewer from Committee on Taxation, and laid on table to be printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE**

AN ACT to Amend Section Twenty-seven of the Revised
Statutes Relating to the Excise Tax on Railroads.

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

Section twenty-seven of chapter nine of the revised statutes is hereby amended so that said section as amended shall read as follows:

'Sect. 27. The amount of such annual excise tax shall be ascertained as follows: The amount of the total operating revenues as returned to the public utilities commission for the year ended on the thirty-first day of December preceding the levying of such tax shall be compared with the net railway operating income for that year as returned to the public utilities commission; when the net railway

8 operating income does not exceed five per cent of the total
9 operating revenues, the tax shall be an amount equal to
10 four and one-half per cent of such operating revenues;
11 when the net railway operating income exceeds five per
12 cent of the total operating revenues but does not exceed
13 fifteen per cent, the tax shall be an amount equal to four
14 and three-quarters per cent of the total operating revenues;
15 when the net railway operating income exceeds fifteen
16 per cent of the total operating revenues but does not ex-
17 ceed twenty-five per cent, the tax shall be an amount equal
18 to five per cent of such total operating revenues; when the
19 net railway operating income exceeds twenty-five per cent
20 of the total operating revenues the tax shall be an amount
21 equal to five and one-half per cent of such total operating
22 revenues, which shall be the maximum rate; provided, how-
23 ever, that in the case of railroads operating not over fifty
24 miles of road, the tax shall not exceed two per cent of the
25 total operating revenue; and provided further, that when
26 the net railway operating income of any narrow gauge rail-
27 road located wholly in this state does not exceed ten per
28 per cent of its total operating revenues, the tax on such
29 railroad shall be one-half of one per cent of its total oper-
30 ating revenues and when the net railway operating income
31 of such a railroad exceeds ten per cent but does not ex-
32 ceed twenty per cent of its total operating revenues, the
33 tax shall be one per cent of its total operating revenues
34 and when any such railroad has no net railway operating

35 income, no excise tax shall be assessed upon it. When a
36 railroad lies partly within and partly without the state, or
37 is operated as a part of a line or system extending beyond
38 the state, the tax shall be equal to the same proportion of
39 the total operating revenues in the state as herein provided,
40 and its amount shall be determined as follows:

‘The total operating revenues of such railroad, line or sys-
2 tem, as the case may be, over its whole extent, within and
3 without the state, shall be divided by the total number of
4 miles operated to obtain the average total operating revenues
5 per mile, and the total operating revenues in the state shall
6 be taken to be the average total operating revenue per mile
7 multiplied by the number of miles operated within the state,
8 and the net railway operating income within the state shall
9 be similarly determined.’