MAINE STATE LEGISLATURE

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State Of Maine 122nd Legislature

First Regular Session and First Special Session

Bill Summaries

Joint Standing Committee on Taxation

August 2005

Members:

Sen. Joseph C. Perry, Chair Sen. Ethan Strimling Sen. Jonathan T. E. Courtney

Rep. Richard G. Woodbury
Rep. Herbert E. Clark
Rep. Deborah J. Hutton
Rep. Raymond G. Pineau
Rep. Thomas R. Watson
Rep. Harold A. Clough
Rep. H. Stedman Seavey, Jr.
Rep. Earle L. McCormick
Rep. Leonard Earl Bierman
Rep. Bruce Q. Hanley

Staff:
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Maine State Legislature



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122nd Legislature First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees August 2005

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included at the back of the document. A separate publication, <u>History and Final Disposition of Legislative Documents</u>, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER	Bill Carried Over to Second Regular Session
CON RES XXX	Bill Carried Over to Second Regular Session Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE	
	House & Senate disagree; bill died
DIED IN CONCURRENCE One be	ody accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT	
EMERGENCY	Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE	Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE	Bill failed to get majority vote
FAILED MANDATE ENACTMENT	
NOT PROPERLY BEFORE THE BODY	Ruled out of order by the presiding officers; bill died
INDEF PP	Bill Indefinitely Postponed
ONTP	Ought Not To Pass report accepted
OTP ND	
OTP ND/NT	
P&S XXX	
PUBLIC XXX	
RESOLVE XXX	
UNSIGNED	Bill held by Governor
VETO SUSTAINED	Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is *June 29, 2005*; and for non-emergency legislation enacted in the First Special Session is *September 17, 2005*.

Joint Standing Committee on Taxation

The bill also proposed to allow a municipality, upon approval of its voters, to impose an additional assessment of up to 2% of the taxes deferred upon residential property. The revenue from the additional assessment would be kept in a dedicated escrow account and used solely for the administrative costs of the program.

LD 1150

An Act To Promote and Facilitate Personal Retirement Saving in Maine

ONTP

Sponsor(s) WOODBURY Committee Report
ONTP

Amendments Adopted

LD 1150 proposed a one-time income tax credit for certain federally qualified retirement savings contributions. The credit would range from 10% to 50% of up to \$500 of contributions that qualify for a federal credit. The percentage allowed would be the same as that allowed under the federal credit and would decrease as the taxpayer's federal adjusted gross income increases. The credit would expire after 4 years.

LD 1151 An Act To Allow Citizens Who Have Been Overbilled for Property Taxes To Reduce Their Payments in Succeeding Years

ONTP

Sponsor(s) HUTTON STRIMLING Committee Report ONTP Amendments Adopted

LD 1151 proposed that a property owner be entitled to a refund of the amount of taxes overpaid for the previous 10 years when a municipality abates property taxes due to an illegality, error or irregularity in the assessment. The municipality is allowed to provide that the refund be a proportional credit against future property taxes over the same number of years as the incorrect assessment if the property is owned by the person who made the overpayment.

LD 1158

An Act To Allow Employee Retirement Disability Benefits To Be Eligible for the Pension Deduction under Maine Income Tax Law

CARRIED OVER

Sponsor(s) DUDLEY STRIMLING Committee Report
OTP-AM

Amendments Adopted

LD 1158 proposed to expand the \$6,000 pension exemption to include benefits received under a disability retirement plan policy administered by the State for state employees and teachers.

Committee Amendment "A" (H-585) proposed to expand the exemption to disability benefits received under any employee retirement plan.

This bill, and its adopted amendment, were carried over on the Special Appropriations Table by S.P. 640 to the next special or regular session of the 122nd Legislature.