

# MAINE STATE LEGISLATURE

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ONE - HUNDRETH LEGISLATURE

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Legislative Document

No. 511

H. P. 359

House of Representatives, January 18, 1961.

Referred to Committee on Taxation. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mrs. Shaw of Chelsea.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-ONE

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**AN ACT Relating to Apportionment to Municipalities of Tax on Railroads.**

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

**Sec. 1. R. S., c. 16, § 113, amended.** Section 113 of chapter 16 of the Revised Statutes is amended to read as follows:

**'Sec. 113. Annual returns of railroad companies.** Every railroad company incorporated under the laws of the State or doing business therein shall annually, on or before the 15th day of May, return to the Treasurer of State, signed by its treasurer, clerk or secretary, the amount of the capital stock of the corporation, the number and par value of the shares, by the respective classes thereof, and either a complete list of its shareholders or a list of shareholders resident within the State, with their places of residence and the number of shares belonging to each on the 1st day of April. Such railroad company shall also annually, between the first and 15th days of April, return to the State Tax Assessor, signed by its treasurer or its chief accounting officer, a statement of the gross transportation receipts, the net railway operating income, the average number of miles operated in the system and the average number of miles operated in the State for the preceding calendar year.'

**Sec. 2. R. S., c. 16, § 115, amended.** The last 2 sentences of section 115 of chapter 16 of the Revised Statutes, as amended, are repealed as follows:

**'There shall be apportioned and paid by the State from the taxes received under this and the 6 following sections to the several cities and towns in which, on the 1st day of April in each year, is held railroad stock of either such operating or operated roads exempted from other taxation, an amount equal to 1% on the value of such stock on that day, as determined by the**

State Tax Assessor; provided, however, that the total amount thus apportioned on account of any railroad shall not exceed the sum received by the State as tax on account of such railroad; and provided further, that there shall not be apportioned on account of any railroad and its several parts, if any, operated by lease or otherwise, a greater part of the whole tax received from such railroad and its several parts, than the proportion which the amount of capital stock of such railroad and its several parts owned in this State bears to the whole amount of the capital stock of said railroad and its several parts. Apportionments of less than \$1 under this section shall accrue to the State, and no payment of less than \$1 shall be made to any city or town.