

MAINE STATE LEGISLATURE

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O N E - H U N D R E D T H L E G I S L A T U R E

Legislative Document

No. 1361

H. P. 1061

House of Representatives, February 9, 1961

Reported by Mr. Bradeen from Committee on Taxation. Printed under Joint Rules No. 10.

HARVEY R. PEASE, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

AN ACT Relating to the Tax on Interim Rental of Property Purchased for Resale.

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

R. S., c. 17, § 4-B, additional. Chapter 17 of the Revised Statutes is amended by adding a new section to be numbered 4-B, to read as follows:

‘Sec. 4-B. Tax on interim rental of property purchased for resale. Every person making a purchase for resale or use in this State and other than at casual sale of any article of tangible personal property as to which no sales tax has been paid pursuant to this chapter and renting it to another in this State shall be liable for a use tax thereon as provided in section 4 based on the purchase price thereof unless such renting is while holding it for resale and unless within 30 days after first so renting it he certifies in writing to the Tax Assessor on a form prescribed and furnished by the Tax Assessor that such article was purchased by him for resale. A tax is imposed at the same rate as that provided in the case of sales taxes by section 3 upon all rentals received by such person for use of the article covered by such certification; and if such person thereafter makes any use of, or disposes of, such article other than by renting it to others or by making a sale thereof which is subject to a sales tax or by holding it for such sale, he shall be liable for a use tax thereon as provided in section 4 based on the purchase price paid therefor by him less the aggregate amount of tax paid pursuant to this section on the rentals thereof. The tax on rentals imposed by this section shall be subject to the provisions of section 5 and all other pertinent provisions of this chapter and for the purposes thereof shall be treated the same as the sales tax imposed by section 3 with the rentor deemed to be the retailer, the rentals deemed to be the sale price, and the rentee deemed to be the

purchaser and consumer. Any certification under this section shall cover one article only with its attachments and accompanying accessories, if any. The term "renting" as used in this section shall include renting, letting, leasing and chartering and the term "rentals" as used in this section shall include any receipts derived from the use of any such article covered by any such certification.'