

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
104th LEGISLATURE

SENATE AMENDMENT "G" to S.P. 366, L.D. 1248, Bill, "AN ACT to Correct Errors and Inconsistencies in the Public Laws."

Amend said Bill by inserting before the enacting clause the following:

'Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, many Acts enacted by the Legislature have created inconsistencies and technical errors; and

Whereas, such inconsistencies and errors have created uncertainties and confusions in interpreting legislative intent; and

Whereas, it is vitally necessary that such uncertainties be resolved so that injustices to the people of Maine may be avoided; and

Whereas, one of the inconsistencies relates to the raising of revenue for the State to meet its obligations and expenses incidental to the operation of departments and institutions and such obligations and expenses will become due and payable on or immediately after July 1, 1969; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Further amend said Bill by inserting after section 48, a new section, as follows:

'Sec. 48-A. R.S., T. 36, §2623, amended. The first sentence of section 2623 of Title 36 of the Revised Statutes, as amended by Section E of chapter 154 of the private and special laws of 1969, is further amended to read as follows:

Every corporation, person or association operating any railroad in the State under lease or otherwise shall pay to the State Tax Assessor, for the use of the State, an annual excise tax for the privilege of exercising its franchises and the franchises of its leased roads in the State, which, with the tax provided for in section 561, is in place of all taxes upon the such railroad and its property on such railroad.'

Further amend said Bill by inserting after section 50, a new section, as follows:

'Sec. 50-A. R.S., T. 36, §5102, sub-§11, amended. The last sentence of subsection 11 of section 5102 of Title 36 of the Revised Statutes; as enacted by section 1 of Section F of chapter 154 of the private and special laws of 1969, is repealed and the following enacted in place thereof:

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Any reference in this part to the laws of the United States shall mean the provisions of the Internal Revenue Code 1954, and amendments thereto and other provisions of the laws of the United States relating to federal income taxes, as of June 1, 1969.'

Further amend said Bill by adding at the end the following:

'Emergency clause. In view of the emergency cited in the preamble, sections 48-A and 50-A of this Act shall become effective July 2, 1969 and all other sections of the Act shall become effective either as indicated or 90 days after adjournment of the Legislature.'

Proposed by Senator KATZ of Kennebec.

Reproduced and distributed pursuant to Senate Rule No. 11A.

(Filing No. S-338)

6/30/69