

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1493

H. P. 1266

House of Representatives, April 11, 1977

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

EDWIN H. PERT, Clerk

Presented by Mr. Higgins of Scarborough.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT Concerning State Energy Conservation.

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

Sec. 1. 36 MRSA §§ 5125-A and 5125-B are enacted to read:

§ 5125-A. Deduction for insulation of residences

1. Deduction. For taxable years commencing on and after January 1, 1978, a resident individual may deduct from taxable income as defined in section 5121 an amount not to exceed 80% of the amount actually paid or accrued by the resident individual during the taxable year for the actual installation, but not replacement, of insulation within any existing building in the State which serves as a place of residence of the individual.

2. Definition. As used in this section, "insulation" means any material commonly used in the building industry and actually installed for the purpose of retaining heat energy into or out of a building, including but not limited to, such items as fiberglass insulation, weather stripping, double pane windows and storm doors and windows. As used in this section "existing building" means any building in being, under construction, or subject to an outstanding legal building permit on the effective date of this section.

§ 5125-B. Deduction for alternative energy device at residence

1. Installation of device; amount of deduction. A resident individual who installs an alternative energy device after January 1, 1978, to serve a place of residence of the individual in the State may deduct from taxable income as defined in section 5121, the following amounts actually paid or accrued by the

resident individual: 60% of the amount that is properly attributable to the construction, reconstruction, remodeling, installation or acquisition of the alternative energy device in the year when such device is completed or acquired and is placed in service by the individual; and 20% per year thereafter for a period of 2 succeeding years; providing that the deduction shall not exceed \$3,000 in any one taxable year.

2. Purchase of residence containing alternative energy device. A resident individual who purchases a residence in the State served by an alternative energy device for which none or less than all of the total deduction allowable under this section has been taken, may take the deduction specified in this section, or the unused balance of the deduction.

3. Definition of alternative energy device. As used in this section, "alternative energy device" means any system or mechanism or series of mechanisms using solar radiation, wind or geothermal resource primarily to provide heating, to provide cooling, to produce electrical power or any combination thereof. Alternative energy device includes a fluid to air heat pump operating on a fluid reservoir heated by solar radiation or geothermal resource.

Sec. 2. Effective date. This bill shall not be effective after December 31, 1992.

STATEMENT OF FACT

This bill provides an income tax deduction for the installation of insulation in a residence within the State. It would also provide deductions for the installation or purchase of alternative energy devices within a residence.