

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)

1
2

L.D. 1398
(Filing No. H-409)

3
4
5
6

STATE OF MAINE
HOUSE OF REPRESENTATIVES
111TH LEGISLATURE
FIRST REGULAR SESSION

7
8
9

COMMITTEE AMENDMENT "**B**" to H.P. 1054,
L.D. 1398, Bill, "AN ACT Providing for Administrative Changes in Maine Tax Laws."

10
11

Amend the Bill by striking out all of sections 1,
2 and 3 and inserting in their place the following:

12
13

'36 MRSA §576-B, first ¶, as amended by PL 1981,
c. 706, §§5 and 6, is further amended to read:

14
15
16
17
18
19
20
21

The percentage factor by which the growth rates
set by the State Tax Assessor pursuant to section 576
shall be reduced to reflect the growth which can be
extracted on a sustained basis shall be 10% ~~for the~~
~~tax year 1982 and for the tax year 1983, and there-~~
~~after shall annually be set by the Legislature in the~~
~~year preceeding the tax year in which the factor will~~
~~apply.'~~

22
23
24
25
26
27
28

Further amend the Bill in section 5 in subsection
2 in the last 2 lines (page 3, lines 15 and 16 in
L.D.) by striking out the following: "and shall be
limited to purchases made subsequent to July 1, 1978"
and inserting in its place the following: ~~'and shall~~
~~be limited to purchases made subsequent to July 1,~~
~~1978'~~

29
30
31
32
33
34

Further amend the Bill in section 7 in that part
designated "§2621-A." in subsection 2 in the 5th, 6th
and 7th lines (page 3, lines 34, 35 and 36 in L.D.)
by striking out the underlined punctuation and words
", all as reported by the railroad in its annual
report to the Public Utilities Commission"

35
36
37

Further amend the Bill in section 8 in the first
paragraph in the 3rd and 4th lines (page 4, lines 5
and 6 in L.D.) by striking out the words "as returned

COMMITTEE AMENDMENT "**B**" to H.P. 1054, L.D. 1398

1 to the Public Utilities Commission" and inserting in
2 their place the words 'as returned to the Public
3 Utilities Commission'

4 Further amend the Bill in section 8 in the first
5 paragraph in the 5th line (page 4, line 7 in L.D.) by
6 striking out the word "such" and inserting in its
7 place the following: 'such the'

8 Further amend the Bill in section 8 in the first
9 paragraph in the 7th and 8th lines (page 4, lines 9
10 and 10 in L.D.) by striking out the words "as
11 returned to the Public Utilities Commission" and
12 inserting in their place the following: 'as returned
13 to the Public Utilities Commission'

14 Further amend the Bill in section 8 in the first
15 paragraph in the 11th, 22nd and 25th lines (page 4,
16 lines 13, 24 and 27 in L.D.) by striking out the word
17 "such" (3 times) and inserting in its place the fol-
18 lowing: 'such the'

19 Further amend the Bill in section 9 in the 7th
20 line (page 5, line 7 in L.D.) by striking out the
21 words "Public Utilities Commission" and inserting in
22 their place the following: 'Public Utilities Commis-
23 sion State Tax Assessor'

24 Further amend the Bill by inserting after section
25 19 the following:

26 'Sec. 20. 36 MRSA §5127, sub-§1, as amended by
27 PL 1981, c. 411, §2, is repealed and the following
28 enacted in its place:

29 1. Income tax paid to other taxing jurisdic-
30 tion. A resident individual is allowed a credit
31 against the tax otherwise due under this Part for the
32 amount of income tax imposed on him for the taxable
33 year by another state of the United States, a polit-
34 ical subdivision thereof, the District of Columbia,

COMMITTEE AMENDMENT "B" to H.P. 1054, L.D. 1398

1 or any political subdivision of a foreign country
2 which is analogous to a state of the United States
3 with respect to income derived from sources therein
4 which is also subject to tax under this Part. The
5 credit, for any of the specified taxing jurisdic-
6 tions, shall not exceed the proportion of the tax
7 otherwise due under this Part that the amount of the
8 taxpayer's adjusted gross income derived from sources
9 in that taxing jurisdiction bears to his entire ad-
10 justed gross income as modified by this Part, pro-
11 vided that, when a credit is claimed for taxes paid
12 to both a state and a political subdivision thereof,
13 the total credit allowable for those taxes shall not
14 exceed the proportion of the tax otherwise due under
15 this Part that the amount of the taxpayer's adjusted
16 gross income derived from sources in that state bears
17 to his entire adjusted gross income as modified by
18 this Part.'

19 Further amend the Bill by renumbering the sec-
20 tions to read consecutively.

21 STATEMENT OF FACT

22 This amendment removes some sections made unnec-
23 essary by legislation enacted earlier in this
24 session. It also removes some obsolete references to
25 the Public Utilities Commission and clarifies, for
26 income tax purposes, the treatment of credits for
27 taxes paid to other jurisdictions.

28 4400060983