

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 854

S.P. 316

Received by the Secretary, February 26, 1991

Reference to the Committee on Taxation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

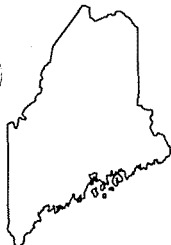
Presented by Senator CLEVELAND of Androscoggin
Cosponsored by Representative DORE of Auburn and Senator GAUVREAU of
Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Clarify the Definition of Resident Trust.

Printed on recycled paper



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

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Sec. 1. 36 MRSA §5102, sub-§4, ¶¶B and C, as enacted by P&SL 1969, c. 154, §F, are amended to read:

B. A trust created by will of a decedent who at his death was domiciled in this State; or

C. A trust created by, or consisting of property of, a person domiciled in this State; or

Sec. 2. 36 MRSA §5102, sub-§4, ¶D is enacted to read:

D. A trust registered in this State under the provisions of Title 18-A, section 7-101.

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STATEMENT OF FACT

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This bill clarifies that if the trustee of a trust having its principal place of administration in this State registers the trust pursuant to the Probate Code, the trust is subject to state income tax.