

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

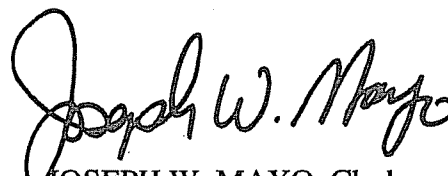
No. 1099

H.P. 813

House of Representatives, April 1, 1993

An Act to Incorporate the Circuit Breaker Program into the Income Tax Process.

Reference to the Committee on Taxation suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative BOWERS of Washington.
Cosponsored by Representatives: GRAY of Sedgwick, KILKELLY of Wiscasset, LEMKE of Westbrook, Senators: CAREY of Kennebec, HANDY of Androscoggin.

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

4 Sec. 1. 36 MRSA §5132 is enacted to read:

6 **§5132. Property tax credit**

8 Resident individuals may claim, against state income tax due
10 for the tax year, credit for property tax claims under the Maine
12 Residents Property Tax Program. If the allowable amount of the
14 property tax claim exceeds the state income tax due for the tax
year or if there is no state income tax due for the tax year, the
amount of the claim not used as an offset against the state
income tax must, after examination and review, be approved for
payment without interest to the claimant.

16 Sec. 2. 36 MRSA §6204, as amended by PL 1989, c. 534, Pt. A,
18 §5, is further amended to read:

20 **§6204. Filing date**

22 No claim may be paid unless the claim is filed with the
24 Bureau of Taxation on or after ~~August 1st~~ before April 15th and
on or before the following December 31st.

26 **Sec. 3. Review.** The State Tax Assessor shall review the
28 administrative, legal and technical requirements of this Act to
30 ensure compliance with existing administrative procedures. This
32 review may include discussions with other states that currently
34 operate similar programs and must be completed prior to December
1, 1993. The State Tax Assessor shall submit the results of this
review, together with any necessary implementing or correcting
legislation, to the Joint Standing Committee on Taxation in the
Second Regular Session of the 116th Legislature.

36
38 **STATEMENT OF FACT**

40 This bill increases the time for filing under the Maine
42 Residents Property Tax Program to April 15th so that it coincides
44 with the deadline for filing state income tax returns. The bill
46 also provides that claimants under the property tax program may
claim the credit on their state income tax return and may receive
a refund of the difference between income tax liability and the
property tax credit.