



## 116th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1993

Legislative Document

No. 1365

H.P. 1019

House of Representatives, April 29, 1993

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require a 2/3 Affirmative Vote of the Entire Elected Membership of the Legislature to Increase State Income or Sales Tax.

## (AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27. Reference to the Committee on Taxation suggested and ordered printed.

JOSEPH W. MAYO, Clerk

Presented by Representative ZIRNKILTON of Mount Desert.

Constitutional amendment. RESOLVED: Two thirds of each the Legislature concurring, branch of that the following amendment to the Constitution of Maine be proposed:

Constitution, Art. IV, Part Third, §9 is amended by adding a new 2nd paragraph to read:

The Legislature may enact a bill that raises the rate of a statewide tax of general applicability on the sales and use of 10 goods or services or that raises the rate of a statewide tax of general applicability on personal or corporate income only upon a 2/3 vote of all members elected to each House. 12

; and be it further

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Constitutional referendum procedure; form of question; effective date. Resolved: That the municipal officers of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, at a statewide election, on the Tuesday following the first Monday of November following the passage of this resolution, to vote upon the ratification of the amendment proposed in this resolution by voting upon the following question:

"Do you favor amending the Constitution of Maine to require a 2/3 vote of all of the members of the Legislature to enact any increase in the sales tax or income tax?"

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a 30 cross or check mark placed within the corresponding square below the word "Yes" or "No." The ballots must be received, sorted, 32 counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as 34 votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes 36 are cast in favor of the amendment, the Governor shall proclaim that fact without delay and the amendment becomes part of the 38 Constitution on the date of the proclamation; and be it further

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to each city, town 42 and plantation all ballots, returns and copies of this resolution 44 necessary to carry out the purpose of this referendum.

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## STATEMENT OF FACT

This resolution proposes an amendment to the Constitution of Maine to require a 2/3 vote of all members elected to the Senate and the House of Representatives in order to raise the income tax or the sales tax.

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