

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1339

S.P. 418

In Senate, March 4, 1997

An Act Relating to Municipal Excise Tax Reimbursement.

(EMERGENCY)

Submitted by the Secretary of State pursuant to Joint Rule 204.
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 O'GARA of Cumberland.

2 **Emergency preamble.** Whereas, Acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and

4
6 Whereas, it is necessary for proper accounting procedures to
establish the Municipal Excise Tax Reimbursement Fund
immediately; and

8
10 Whereas, in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately
12 necessary for the preservation of the public peace, health and
safety; now, therefore,

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

16 **Sec. 1. 29-A MRS §533**, as enacted by PL 1995, c. 440, §2 and
18 affected by §5, is repealed and the following enacted in its
place.

20 §533. Municipal Excise Tax Reimbursement Fund

22 1. Fund established. There is established within the
24 Highway Fund the Municipal Excise Tax Reimbursement Fund,
referred to in this section as the "fund." The fund is a
26 nonlapsing account.

28 2. Deposits. Revenue derived pursuant to section 531,
subsection 6 must be deposited into the fund by the Secretary of
30 State.

32 3. Use of fund. The fund may be used as follows.

34 A. Annually, between July 1st and September 30th, the
Secretary of State shall disburse to each municipality a sum
36 equal to the difference in the amount of excise tax that
would have been collected using the manufacturer's suggested
38 retail price and the excise tax collected on the actual
purchase price of each commercial motor vehicle pursuant to
40 Title 36, section 1482, subsection 1, paragraph C,
subparagraph (3). The Secretary of State shall provide
42 supporting documentation to each municipality. The
reimbursement must be for the period of July 1st to June
44 30th.

46 B. The balance of the fund must be transferred to the
Highway Fund.

48 C. Revenue received on or after July 1, 1997 must be
50 deposited into the fund.

