

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1823

S.P. 641

In Senate, March 10, 1999

**An Act to Increase Accessibility to the Department of Environmental
Protection Clean-up Funds for Businesses.**

Reference to the Committee on Natural Resources 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 KILKELLY of Lincoln.
Cosponsored by Representative HONEY of Boothbay and
Senators: DAGGETT of Kennebec, KONTOS of Cumberland, MITCHELL of Penobscot,
Representatives: COWGER of Hallowell, O'NEAL of Limestone.

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

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Sec. 1. 38 MRSA §411, first ¶, as repealed and replaced by PL 1995, c. 186, §1, is amended to read:

The commissioner may pay an amount not to exceed 80% of the expense of a municipal or quasi-municipal pollution abatement construction program or a pollution abatement construction program in an unorganized township or plantation authorized by the county commissioners. The commissioner may make payments to the Maine Municipal Bond Bank to supply the State's share of the revolving loan fund established by Title 30-A, section 6006-A. The commissioner may pay up to 90% of the expense of a municipal or quasi-municipal pollution abatement construction program or a pollution abatement construction program in an unorganized township or plantation authorized by the county commissioners in which the construction cost of the project does not exceed \$100,000 as long as total expenditures for the small projects do not exceed \$1,000,000 in any fiscal year and not more than one grant is made to any applicant each year, except that the commissioner may pay a percentage of the cost of individual projects serving single-family dwellings, seasonal dwellings or commercial establishments according to the following schedule:

<u>ANNUAL INCOME</u>	<u>SINGLE-FAMILY DWELLING</u>	<u>SEASONAL DWELLING</u>	<u>COMMERCIAL ESTABLISHMENT</u>
\$0 to \$5,000	100%	25%	50%
\$5,001 to \$20,000	90%	25%	50%
\$20,001 to \$30,000	50%	25%	50%
\$30,001 to \$40,000	25%	25%	25%
\$40,001 or more	0%	0%	0%

<u>ANNUAL INCOME</u>	<u>COMMERCIAL ESTABLISHMENT</u>
<u>\$0 to \$18,750</u>	<u>50%</u>
<u>\$18,751 to \$25,000</u>	<u>25%</u>
<u>\$25,001 or more</u>	<u>0%</u>

Sec. 2. 38 MRSA §411, 2nd ¶, as enacted by PL 1995, c. 186, §2, is amended to read:

For the purposes of this section, "annual income" means the sum of all the property owner's federal taxable income for the previous year for single-family or seasonal dwellings and ~~gross profit-for~~ commercial establishments.

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SUMMARY

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This bill bases reimbursements to commercial establishments under the state grant program to clean up individual malfunctioning wastewater systems on the federal taxable income for the establishments. Reimbursement is currently based on the gross profit for individual businesses. The bill also limits businesses that qualify for the grants to those with \$25,000 or less in annual taxable income. Under current law businesses with \$40,000 or less in annual gross profits qualify for the grants.