MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 788

S.P. 223

In Senate, February 13, 2001

An Act to Exempt Food, Lodging, Service and Retail Property from the Business Equipment Tax Reimbursement Program.

(EMERGENCY)

Reference to the Committee on Taxation suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator MILLS of Somerset.

	Emergency preamble. Whereas, Acts of the Legislature do not
2	become effective until 90 days after adjournment unless enacted as emergencies; and
4	
	Whereas, changes in the business equipment tax reimbursement
6	program must take effect before April 1, 2001 in order to apply to the 2001 tax year; and
8	XX7L
10 12	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 necessary for the preservation of the public peace, health and
14	safety; now, therefore,
* *	Be it enacted by the People of the State of Maine as follows:
16	•
	Sec. 1. 36 MRSA §6651, sub-§4 is enacted to read:
18	4. Qualified business property; limitations. "Qualified
20	business property" does not include:
22	A. For property placed in service after April 1, 2001, property that is used primarily:
24	
26	(1) For the distribution, presentation or sale of retail goods unless less than 50% of the total annual revenues from operations based in the State of the
28	person placing the property in service are derived from sales taxable in the State;
30	
2.2	(2) To provide meals and lodging; or
32 34	(3) To provide professional, personal or business
34	<u>services.</u>
36	Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.
38	
40	SUMMARY
42	This hill proposes to english from the husiness equipment
- T /m	This bill proposes to exclude from the business equipment tax reimbursement program, BETR, property placed in service in
44	this State after April 1, 2001 that is used primarily for the provision of meals and lodging, retail sales or professional,
46	personal or business services.