

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 746

S.P. 244

In Senate, February 10, 2005

**An Act To Exempt Tax on Leased Property Used by Maine's Public
Higher Education Institutions**

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 PERRY of Penobscot.
Cosponsored by Representative HUTTON of Bowdoinham and
Senator: MITCHELL of Kennebec, Representatives: BARSTOW of Gorham, FISCHER of
Presque Isle.

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

4 **Sec. 1. 36 MRSA §501, sub-§9-A** is enacted to read:

6 **9-A. State-sponsored postsecondary educational**
8 **institution.** "State-sponsored postsecondary educational
institution" means the University of Maine System, the Maine
Community College System and the Maine Maritime Academy.

10 **Sec. 2. 36 MRSA §652, sub-§1, ¶M** is enacted to read:

12 **M. Real and personal property leased by and occupied or**
14 **used solely for its own purposes by a state-sponsored**
postsecondary educational institution.

16 **Sec. 3. 36 MRSA §1752, sub-§14-F** is enacted to read:

18 **14-F. State-sponsored postsecondary educational**
20 **institution.** "State-sponsored postsecondary educational
institution" means the University of Maine System, the Maine
Community College System and the Maine Maritime Academy.

22 **Sec. 4. 36 MRSA §1760, sub-§88** is enacted to read:

24 **88. State-sponsored postsecondary educational institution**
26 **lease arrangements.** Sales to entities that lease real or
28 **personal property to a state-sponsored postsecondary educational**
institution to the extent the items are used entirely within the
30 **leased property that is occupied by or used solely for the**
purposes of the state-sponsored postsecondary educational
32 **institution. This exemption does not apply where title is held**
or taken as security for any financing arrangement.

34 **SUMMARY**

36 This bill exempts real and personal property leased by a
38 state-sponsored postsecondary educational institution from
property taxation. It also exempts from taxation certain sales
40 to a lessor of a state-sponsored postsecondary educational
institution.