

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

PLS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

Date: 3-20-08

(Filing No. S-476)

TAXATION

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE
SENATE
123RD LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 778, L.D. 1984, Bill, "An Act To Provide a State Income Tax Credit to Dentists for Military Pensions"

Amend the bill by striking out the title and substituting the following:

'An Act To Provide a State Income Tax Deduction to Dentists for Military Pensions'

Amend the bill by striking out all of the emergency preamble (page 1, lines 1 to 8 in L.D.).

Amend the bill by striking out all of section 1 and inserting the following:

Sec. 1. 36 MRSA §5122, sub-§2, ¶Y, as enacted by PL 2007, c. 466, Pt. A, §68 and affected by §70, is amended to read:

Y. The portion of contributions to a qualified tuition program established under Section 529 of the Code up to \$250 per designated beneficiary. This deduction may not be claimed on returns when federal adjusted gross income exceeds \$100,000 for returns with a filing status of single or married filing separately or \$200,000 for returns with a filing status of married joint or head of household; ~~and~~

Sec. 2. 36 MRSA §5122, sub-§2, ¶Z, as enacted by PL 2007, c. 466, Pt. A, §69, is amended to read:

Z. For income tax years beginning on or after January 1, 2006, to the extent included in federal adjusted gross income and not otherwise removed from Maine taxable income, an amount equal to the total of capital gains and ordinary income resulting from depreciation recapture determined in accordance with the Code, Sections 1245 and 1250 that is realized upon the sale of property certified as multifamily affordable housing property by the Maine State Housing Authority in accordance with Title 30-A, section 4722, subsection 1, paragraph AA; ~~and~~

Sec. 3. 36 MRSA §5122, sub-§2, ¶AA is enacted to read:

COMMITTEE AMENDMENT

R. 018

COMMITTEE AMENDMENT "A" to S.P. 778, L.D. 1984

1 AA. The amount of pension benefits to the extent included in federal adjusted gross
2 income under a military retirement plan as defined in paragraph M that exceed the
3 amount of military retirement plan pension benefits deducted under paragraph M and
4 that are received by a person who practices as a licensed dentist in this State for an
5 average of at least 20 hours per week during the tax year and who accepts patients
6 who receive benefits under the MaineCare program administered under Title 22,
7 chapter 855.'

8 Amend the bill by inserting after section 2 the following:

9 **'Sec. 3. Appropriations and allocations.** The following appropriations and
10 allocations are made.

11 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

12 **Revenue Services - Bureau of 0002**

13 Initiative: Provides one-time funds for the computer programming costs associated with
14 the military pension deduction for certain dentists.

15	GENERAL FUND	2007-08	2008-09
16	All Other	\$0	\$11,000
17			
18	GENERAL FUND TOTAL	\$0	\$11,000

19
20 Amend the bill by striking out all of the emergency clause (page 1, lines 35 and 36 in
21 L.D.).

22 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
23 section number to read consecutively.

24 **SUMMARY**

25 This amendment replaces the income tax credit with an income tax deduction to
26 facilitate administration of the benefit and removes emergency provisions. It also adds an
27 appropriations and allocations section.

28 **FISCAL NOTE REQUIRED**
29 (See attached)

COMMITTEE AMENDMENT



123rd MAINE LEGISLATURE

LD 1984

LR 2916(02)

An Act To Provide a State Income Tax Credit to Dentists for Military Pensions

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Taxation

Fiscal Note Required: Yes

Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Net Cost (Savings)				
General Fund	\$0	\$27,179	\$13,368	\$15,122
Appropriations/Allocations				
General Fund	\$0	\$11,000	\$0	\$0
Revenue				
General Fund	\$0	(\$16,179)	(\$13,368)	(\$15,122)
Other Special Revenue Funds	\$0	(\$870)	(\$733)	(\$829)

Fiscal Detail and Notes

The General Fund revenue loss associated with the income tax deduction for certain dentists is estimated to be \$16,179 in fiscal year 2008-09. This bill also includes a one-time General Fund appropriation of \$11,000 in fiscal year 2008-09 for the computer programming costs associated with this income tax deduction.