



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 412

H.P. 288

House of Representatives, February 12, 2013

An Act To Expand Employment Tax Increment Financing To Support Job Creation

Reference to the Committee on Taxation suggested and ordered printed.

Millicent M. Mac Jarland

MILLICENT M. MacFARLAND Clerk

Presented by Representative CHENETTE of Saco. Cosponsored by Representatives: MacDONALD of Old Orchard Beach, NADEAU of Winslow, POULIOT of Augusta, TURNER of Burlington, WILSON of Augusta, Senators: DUTREMBLE of York, VALENTINO of York. 1 Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §6753, sub-§11, as amended by PL 2001, c. 157, §1, is further
amended to read:

11. Qualified business. "Qualified business" means any for-profit business in this
State, other than a public utility as defined by Title 35-A, section 102, that adds 5 2 or
more qualified employees above its base level of employment in this State within any
2-year one-year period commencing on or after January 1, 1996 and that meets one of the
following criteria:

9 A. The business is not engaged in retail operations;

10B. The business is engaged in retail operations but less than 50% of its total annual11revenues from Maine-based operations are derived from sales taxable in this State; or

12 C. The business is engaged in retail operations and can demonstrate to the 13 commissioner by a preponderance of the evidence that any increased sales will not 14 include sales tax revenues derived from a transferring or shifting of retail sales from 15 other businesses in this State.

16 For purposes of this subsection, "retail operations" means sales of consumer goods for 17 household use to consumers who personally visit the business location to purchase the 18 goods.

19 SUMMARY

This bill expands the employment tax increment financing program to include forprofit businesses that add at least 2 new qualified employees within a one-year period.