

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 201

S.P. 90

In Senate, January 27, 2021

**An Act To Reduce Greenhouse Gas Emissions and Promote
Weatherization in the Buildings Sector by Extending the Sunset
Date for the Historic Property Rehabilitation Tax Credit**

Received by the Secretary of the Senate on January 25, 2021. Referred to the Committee on Taxation pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator LIBBY of Androscoggin.
Cosponsored by Senators: BAILEY of York, POULIOT of Kennebec, Representatives:
CLOUTIER of Lewiston, ROBERTS of South Berwick, TALBOT ROSS of Portland.

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

2 **Sec. 1. 36 MRSA §5219-BB, sub-§1, ¶C**, as amended by PL 2019, c. 659, Pt. J,
3 §2, is further amended to read:

4 C. "Certified qualified rehabilitation expenditure" means a qualified rehabilitation
5 expenditure, as defined by the Code, Section 47(c)(2), made on or after January 1, 2008
6 with respect to a certified historic structure, if:

7 (1) For credits claimed under subsection 2, paragraph A, the United States
8 Department of the Interior, National Park Service issues a determination on or
9 before December 31, ~~2025~~ 2040 that the proposed rehabilitation of that structure
10 meets the Secretary of the Interior's standards for rehabilitation, with or without
11 conditions; or

12 (2) For credits claimed under subsection 2, paragraph B, the Maine Historic
13 Preservation Commission issues a determination on or before December 31, ~~2025~~
14 2040 that the proposed rehabilitation of that structure meets the Secretary of the
15 Interior's standards for rehabilitation, with or without conditions.

16 For purposes of subsection 2, paragraph B, qualified rehabilitation expenditures
17 incurred in the certified rehabilitation of a certified historic structure located in the
18 State do not include a requirement that the certified historic structure be substantially
19 rehabilitated.

20 **SUMMARY**

21 This bill amends the definition of "certified qualified rehabilitation expenditure" under
22 the law governing the tax credit for rehabilitation of historic properties to extend from
23 December 31, 2025 to December 31, 2040 the date by which the United States Department
24 of the Interior, National Park Service must determine a proposed rehabilitation of a
25 structure meets its standards for rehabilitation in order for a taxpayer to claim an income
26 tax credit for a qualified rehabilitation expenditure.