

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 electronic originals
(may include minor formatting differences from printed original)

SA
ROS.

MAJ

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 5-25-23 Majority (Filing No H-234) LD 695

TAXATION

Reproduced and distributed under the direction of the Clerk of the House

STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H P 464, L D 695, "An Act to Exempt Nonprofit Land Trusts from Sales Tax"

Amend the bill in section 1 in subsection 115 in the last line (page 1, line 5 in L D) by inserting after the following "organized" the following "For the purposes of this subsection, "land trust" means an entity that has been determined to be exempt from income taxation under Section 501(c)(3) of the Code and whose primary purposes are the acquisition or conservation and the preservation or management of interests in real property for the purpose of providing a public benefit listed in section 1102, subsection 6"

Amend the bill by inserting after section 1 the following

'Sec. 2. Appropriations and allocations. The following appropriations and allocations are made

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF
Revenue Services, Bureau of 0002

Initiative Provides one-time funding for programming costs to implement a sales tax exemption for nonprofit land trusts

GENERAL FUND	2023-24	2024-25
All Other	\$3,920	\$0
GENERAL FUND TOTAL	\$3,920	\$0

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

SUMMARY

This amendment provides a definition of the term "land trust" and requires that to be eligible for the sales tax exemption, a land trust must be determined by the federal Internal

COMMITTEE AMENDMENT

ROS

COMMITTEE AMENDMENT "A" to H P 464, L D 695

1
2
3
4
5
6

Revenue Service to be exempt from income tax under Section 501(c)(3) of the United States Internal Revenue Code of 1986 and to have as its primary purpose a public benefit listed for qualifying open space land under the farm and open space tax law The amendment also adds an appropriations and allocations section

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT



131st MAINE LEGISLATURE

LD 695

LR 570(02)

An Act to Exempt Nonprofit Land Trusts from Sales Tax

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-234)
 Committee: Taxation

Fiscal Note Required: Yes

Fiscal Note

	FY 2023-24	FY 2024-25	Projections FY 2025-26	Projections FY 2026-27
Net Cost (Savings)				
General Fund	\$100,820	\$199,500	\$206,150	\$211,850
Appropriations/Allocations				
General Fund	\$3,920	\$0	\$0	\$0
Revenue				
General Fund	(\$96,900)	(\$199,500)	(\$206,150)	(\$211,850)
Other Special Revenue Funds	(\$5,100)	(\$10,500)	(\$10,850)	(\$11,150)

Fiscal Detail and Notes

This bill provides a sales tax exemption for sales to nonprofit land trusts. It will reduce General Fund revenue by \$96,900 in fiscal year 2023-24 and \$199,500 in fiscal year 2024-25. It will also reduce Local Government Fund revenue by \$5,100 in fiscal year 2023-24 and \$10,500 in fiscal year 2024-25.

The bill includes a one-time General Fund appropriation to the Department of Administrative and Financial Services, Bureau of Revenue Services of \$3,920 in fiscal year 2023-24 for programming costs to implement the tax exemption.