

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)

SAK
ROS

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
34

Date: 5/9/24

(Filing No. S-708)

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

STATE OF MAINE
SENATE
131ST LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 899, L.D. 2106, "An Act to Accelerate the Production of Affordable Housing and Strengthen the Historic Property Rehabilitation Tax Credit"

Amend the amendment by striking out everything after the substitute title and inserting the following:

'Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 36 MRSA §5219-BB, sub-§4, as repealed and replaced by PL 2013, c. 550, §1 and affected by §2, is amended to read:

4. Maximum credit. The For tax years beginning before January 1, 2024, the credit allowed pursuant to this section and section 2534 may not exceed the greater of:

- A. Five million dollars for the portion of a certified rehabilitation as defined by the Code, Section 47(c)(2)(C) placed in service in the State in the taxable year; and
- B. Five million dollars for each building that is a component of a certified historic structure for which a credit is claimed under this section.

Sec. 2. 36 MRSA §5219-BB, sub-§4-A is enacted to read:

4-A. Maximum credit; beginning 2024. For tax years beginning on or after January 1, 2024, the credit allowed pursuant to this section and section 2534:

- A. In the first year in which the credit may be claimed, may not exceed the greater of:
 - (1) Ten million dollars for the portion of a certified rehabilitation as defined by the Code, Section 47(c)(2)(C) placed in service in the State in the taxable year; and
 - (2) Ten million dollars for each building that is a component of a certified historic structure for which a credit is claimed under this section;
- B. In the 2nd year in which the credit may be claimed, may not exceed the greater of:
 - (1) Ten million dollars minus the credit allowed under paragraph A, subparagraph (1) for the portion of a certified rehabilitation as defined by the Code, Section 47(c)(2)(C) placed in service in the State in the taxable year; and

SENATE AMENDMENT

ROS

1 (2) Ten million dollars minus the credit allowed under paragraph A, subparagraph
2 (2) for each building that is a component of a certified historic structure for which
3 a credit is claimed under this section; and

4 C. In the 3rd and subsequent years in which the credit may be claimed, may not exceed
5 the greater of:

6 (1) Five million dollars for the portion of a certified rehabilitation as defined by
7 the Code, Section 47(c)(2)(C) placed in service in the State in the taxable year; and

8 (2) Five million dollars for each building that is a component of a certified historic
9 structure for which a credit is claimed under this section.' '

10 Amend the amendment by relettering or renumbering any nonconsecutive Part letter or
11 section number to read consecutively.

SUMMARY

13 This amendment replaces Committee Amendment "A." The amendment changes the
14 maximum tax credit allowed for certified historic structure rehabilitation projects for the
15 first 2 years in which a credit may be claimed. It changes the maximum from \$5,000,000
16 in each of the first 2 years to \$10,000,000 total across the first 2 years combined. It makes
17 no changes to the \$5,000,000 maximum tax credit allowed in subsequent years. This
18 change applies to tax years beginning on or after January 1, 2024.

19 SPONSORED BY: M. Rotundo

20 (Senator ROTUNDO, M.)

21 COUNTY: Androscoggin

FISCAL NOTE REQUIRED
(See attached)

SENATE AMENDMENT



131st MAINE LEGISLATURE

LD 2106

LR 2772(04)

An Act to Strengthen the Historic Property Rehabilitation Tax Credit

Fiscal Note for Senate Amendment "A" to Committee Amendment "A" (5768)
Sponsor: Sen. Rotundo of Androscoggin
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	\$0	(\$95,000)	(\$769,500)	(\$2,208,750)
Revenue				
General Fund	\$0	\$95,000	\$769,500	\$2,208,750
Other Special Revenue Funds	\$0	\$5,000	\$40,500	\$116,250

Fiscal Detail and Notes

This amendment reduces the ongoing revenue loss in the bill by removing the provision that accelerated the timeline for claiming the historic property rehabilitation tax credit and by modifying the maximum tax credit allowed. The revenue loss is eliminated in fiscal year 2024-25 and is reduced substantially in subsequent fiscal years. In fiscal year 2024-25, the General Fund revenue loss is reduced by \$95,000 to \$0 and the Local Government Fund revenue loss is reduced by \$5,000 to \$0.